

DMB:KLM:all

Law Clerk's Copy

copy
(5)
**FILED
HARRISBURG**

FEB - 8 2001

IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

SAMUEL BERTRELL MOORE,
Petitioner

:

No. 1:CV-00-2148

:

v.

:

(Judge Caldwell)

:

DAVID ROMINE,

:

(Magistrate Judge Smyser)

Respondent

:

MARY E. D'ANDREA, CLERK

Per

DEPUTY CLERK

**EXHIBITS IN SUPPORT OF RESPONSE TO THE
PETITION FOR WRIT OF HABEAS CORPUS**

DAVID M. BARASCH
United States Attorney
KATE L. MERSHIMER
Assistant U.S. Attorney
SHELLEY GRANT
Paralegal Specialist
228 Walnut Street
Post Office Box 11754
Harrisburg, PA 17108-1754
717/221-4482

February 8, 2001

TABLE OF EXHIBITS

Declaration of M. Leslie Owen	Ex. 1
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EXHIBIT - 1

UNITED STATES DISTRICT COURT
FOR THE
MIDDLE DISTRICT OF PENNSYLVANIA

Samuel Bertrell Moore,
PETITIONER

V.

CASE NO. 1:CV-00-2148

United States,
RESPONDENT

DECLARATION OF M. LESLIE OWEN

1. I, M. Leslie Owen, do hereby declare that I am an Assistant Regional Counsel, with the Northeast Regional Office, Federal Bureau of Prisons, Philadelphia, Pennsylvania. I declare that I am familiar with the Bureau of Prisons' Administrative Remedy Program for inmates, and as part of my official duties, I have access to administrative remedies filed by all inmates in the Bureau of Prisons. I am aware that Petitioner, Samuel Bertrell Moore, Federal Registration Number 09644-050, has initiated a claim against the defendant alleging that the Bureau has miscalculated his federal sentence.

2. The Bureau of Prisons has established an administrative remedy procedure whereby inmates can seek formal review of any complaint regarding any aspect of their imprisonment. In order to

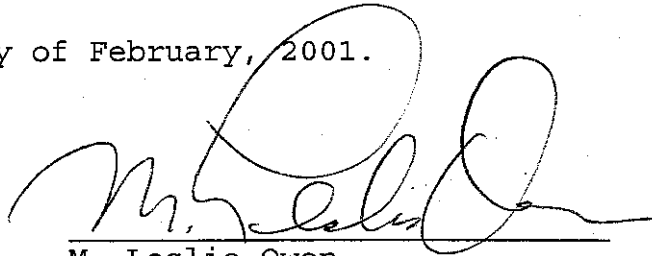
exhaust appeals under the Administrative Remedy Program, an inmate must first raise his complaint to the Warden of the institution where he is confined. An appeal of this decision may be made in turn to the Regional Director and to the Central Office of the Federal Bureau of Prisons. 28 C.F.R. §§ 542.14, 542.15. No administrative remedy appeal is considered to have been finally exhausted until considered by the Bureau of Prisons' Central Office.

3. In the ordinary course of business, computerized indexes of all administrative appeals filed by inmates are maintained by the Regional and Central offices, in a system known as SENTRY, so that rapid verification may be made as to whether an inmate has exhausted administrative appeals on a particular issue.

4. I declare that I have reviewed the SENTRY Administrative Remedy records as they pertain to Petitioner. These records establish that, although Petitioner did submit an "Inmate Request to Staff Member," an informal resolution mechanism, Petitioner has never raised any issues regarding his sentence calculation through the Bureau of Prisons' Administrative Remedy Program. Petitioner has failed to exhaust his administrative remedies pursuant to the requirements set forth in 28 C.F.R. §§542.10 - 542.16.

Pursuant to the provisions of 28 U.S.C. 1746, I declare under penalty of perjury that the foregoing is true and correct.

Executed on this 2nd day of February, 2001.

A handwritten signature in black ink, appearing to read "M. Leslie Owen", written over a horizontal line.

M. Leslie Owen
Assistant Regional Counsel
Federal Bureau of Prisons
Northeast Regional Office
Philadelphia, Pennsylvania

EXHIBIT - 2

CLERK'S OFFICE
UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA
WASHINGTON, DC 20001

JAN 20 2001

U.S. District Court for the
Middle District of Pennsylvania
Post Office Box 1148
Scranton, PA 18501-1148

11/18
8
00 CV-2148

RE: USA v. SAMUEL B. MOORE-BEY

CR#: 95-319

Date: 1/12/01

FILED

RECEIVED
SCRANTON

DISTRICT OF COLUMBIA RECORD
JAN 16 2001

MARY E. D'ANDREA, CLERK
PER LM DEPUTY CLERK

Dear Clerk:

28 2255
Pursuant to Title 28 USC Section 2603, I am forwarding herewith a
certified copy of the Indictment (Information and Waiver of
Indictment), Judgment and Probation, Order for Transfer of
Jurisdiction of Probation and docket sheet.

Please acknowledge receipt of the enclosed copy of the letter and
include the case number that was assigned to it in your Court.

Very truly yours,

Nancy Mayer-Whittington
Clerk of Court

By Erette R. Saunders
Deputy Clerk

EXHIBIT - 3

USAH
HBS

UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

SAMUEL BERTRELL MOORE,
Petitioner,

v.

UNITED STATES OF AMERICA,
Respondent,

: CIVIL NO: 1:CV-00-2148
:
: (Judge Caldwell)
:
: (Magistrate Judge Smyser)
:
:

FILED
HARRISBURG, PA

JAN 22 2001

ORDER

MARY E. D'ANDREA, CLERK
PER JED DEPUTY CLERK

The petitioner, a federal prisoner proceeding pro se, filed in the United States District Court for the District of Columbia a motion under 28 U.S.C. § 2255 to vacate, set aside or correct his sentence. The petitioner claimed that there was a clerical error in his Judgement and Commitment Order regarding the term of his supervised release and that the Bureau of Prisons (BOP) incorrectly calculated the term of his sentence. By an Order filed on July 17, 2000, Judge Roberts of the United States District Court for the District of Columbia granted the petitioner's § 2255 motion in part and amended the petitioner's Judgment and Commitment Order. Judge Roberts further ordered that the petitioner's claim that the BOP

incorrectly calculated his sentence be transferred to this court. On December 15, 2000, this court received part of the original file from the United States District Court for the District of Columbia. It was not until January 16, 2001, however, that this court received a copy of the petitioner's § 2255 motion.

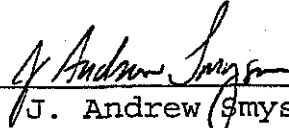
We will treat the petitioner's claim that the BOP incorrectly calculated his sentence as a habeas corpus claim brought pursuant to 28 U.S.C. § 2241.

AND NOW, this 22nd day of January, 2001, IT IS HEREBY ORDERED that:

1. Respondent shall show cause on or before February 8, 2001 why the petitioner should not be granted habeas corpus relief;
2. A determination as to whether or not the petitioner shall be produced for a hearing will be held in abeyance pending the filing of a response;

3. Petitioner shall, if he so desires, file a reply to the response to the show cause order within ten (10) days of its filing; and

4. The Clerk is directed to serve a copy of the petition (doc. 2) and this Order on the United States Attorney and to note the address of the United States Attorney on the front of the docket sheet in this case. All documents filed by the parties and by the Court shall be served upon the United States Attorney.



J. Andrew Smyser
Magistrate Judge

Dated: January 22, 2001.

EXHIBIT - 4

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118 P02

FEB 01 '01 10:00

ALPC6 540*23 *
PAGE 002 OF 002 *SENTENCE MONITORING
COMPUTATION DATA
AS OF 04-02-1997* 04-02-19
* 09:45:32

REGNO...: 09644-050 NAME: MOORE, SAMUEL BERTRELL

-----CURRENT COMPUTATION NO: 010 -----

COMPUTATION 010 WAS LAST UPDATED ON 04-02-1997 AT ALP AUTOMATICALLY

THE FOLLOWING JUDGMENTS, WARRANTS AND OBLIGATIONS ARE INCLUDED IN
CURRENT COMPUTATION 010: 010 010

DATE COMPUTATION BEGAN.....: 12-17-1996
 TOTAL TERM IN EFFECT.....: 151 MONTHS
 TOTAL TERM IN EFFECT CONVERTED...: 12 YEARS 7 MONTHS
 JAIL CREDIT.....: FROM DATE THRU DATE
 . 11-08-1995 11-08-1995

TOTAL PRIOR CREDIT TIME.....: 1
 TOTAL INOPERATIVE TIME.....: 0
 TOTAL GCT POSSIBLE.....: 592
 TOTAL GCT AWARDED.....: 0
 STATUTORY RELEASE DATE (CURRENT): 07-15-2009
 SIX MONTH /10% DATE.....: 06-01-2007
 EXPIRATION FULL TERM DATE.....: 07-15-2009

PROJECTED SATISFACTION DATE.....: 12-01-2007
 PROJECTED SATISFACTION METHOD....: GCT REL
 REMARKS.....: PAROLED FROM DC DEPARTMENT OF CORRECTIONS ON 12/17/1996 FOR
 SERVICE OF SENTENCE.

G0000

TRANSACTION SUCCESSFULLY COMPLETED

CMA
4/2/97TJ
10-21-98
11/12/98

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118 P03

FEB 01 '01 10:09

ALPC6 540*23 *
PAGE 001 *SENTENCE MONITORING
COMPUTATION DATA
AS OF 04-02-1997* 04-02-1997
* 09:45:32

REGNO...: 09644-050 NAME: MOORE, SAMUEL BERTRELL

FBI NO.....: 602087E.
ARS1.....: ALP/A-DES
UNIT.....: IV
DET/NOTIF RMK.....: NO

DATE OF BIRTH: 04-11-1945

QUARTERS.....: IVE-232U
NOTIFICATIONS: NODETAINER: PAROLE VIOLATION, D.C. SUPERIOR COURT- FILED BY U.S. MARSHAL E/PA.
THE FOLLOWING SENTENCE DATA IS FOR THE INMATE'S CURRENT COMMITMENT.
THE INMATE IS PROJECTED FOR RELEASE: 12-01-2007 VIA GCT REL

-----CURRENT JUDGMENT/WARRANT NO: 010 -----

COURT OF JURISDICTION.....: DIST OF COLUMBIA, DISTRICT CRT
DOCKET NUMBER.....: CR 95-319
JUDGE.....: SPORKIN
DATE SENTENCED/PROBATION IMPOSED: 05-02-1996
DATE COMMITTED.....: 01-06-1997
HOW COMMITTED.....: US DISTRICT COURT COMMITMENT
PROBATION IMPOSED.....: NO

	FELONY ASSESS	MISDMNR ASSESS	FINES	COSTS
NON-COMMITTED.:	\$300.00	\$00.00	\$00.00	\$00.00

RESTITUTION....:	PROPERTY: NO	SERVICES: NO	AMOUNT: \$00.00
------------------	--------------	--------------	-----------------

-----CURRENT OBLIGATION NO: 010 -----

OFFENSE CODE.....: 551
OFF/CHG: COUNTS 1,2,5,6,7,9: BANK ROBBERY / 18 USC 2113(A)SENTENCE PROCEDURE.....: 3559 VCCLEA VIOLENT SENTENCE
SENTENCE IMPOSED/TIME TO SERVE.: .151 MONTHS
TERM OF SUPERVISION.....: 5 YEARS
DATE OF OFFENSE.....: 06-12-1995Re-COMPUTED BY [Signature] DATE 4-2-97AUDITED BY [Signature] DATE 4/2/97

RELEASE/TRANSFER

G0002

MORE PAGES TO FOLLOW

AUDIT _____ DATE _____

TA 29 [Signature] 102
T/A d.k. Duggi 11-19-98

EXHIBIT - 5



U.S. Department of Justice

Federal Bureau of Prisons

U.S. Penitentiary, Allenwood

White Deer, PA 17887-3500

April 8, 1997

MEMORANDUM FOR MOORE, SAMUEL BERTRELL
 REGISTER NUMBER: 09644-050
 UNIT IVB-232U

FROM:

Chris Angelini
 Chris Angelini
 Assistant Inmate Systems Manager

SUBJECT: Inmate Request to Staff Member Dated 04/02/1997

In your request, you state that you should receive an additional award of prior custody credit from 11-08-1995 through 12-16-1996. A review of your file indicates the following.

✓ On 11/08/1995, you were arrested by the Washington Police Department, for violations of the Bail Reform Act, D.C. Superior Court offenses. See attached Criminal Docket for your current conviction which references an arrest warrant being issued by federal authorities. This arrest date is also listed in the presentence investigation report, page 11, paragraph 55, as well as the FBI Rap Sheet, which indicates that the state offenses were for Robbery Fear, and Failure to Appear. If you wish to review your PSI and your FBI Rap Sheet, you may do so by directing a response with your unit team.

On November 22, 1995 you were sentence in D.C. Superior Court to two (2) separate terms of 180 days imprisonment under Docket #'s: M16734-94B & M16734-94C (See attached DC Face Sheet). On December 14, 1995, you received an additional term of 90 days consecutive under Docker #: F9493-95C. The D.C. Face Sheet indicates that you were awarded jail credit from 11/09/1995 through 11/21/1995, the day before sentencing in D.C. Superior Court. Your aggregate sentence of 450 days began on November 22, 1995. You were paroled to a federal detainer on December 17, 1996 for service of your current sentence.

Title 18, United States Code, § 3585(b), is the controlling statute for the award of prior custody credit, which states, "A defendant shall be given credit toward the service of a term of imprisonment for any time he has spent in official detention prior to the date the sentence commences, (1) as a result of the offense for which the sentence was imposed; or (2) as a result of any other charge for which the defendant was arrested after the commission of the offense for which the sentence was imposed; that has not been

APR 13-1

credited against another sentence".

✓ Pursuant to the above information, and source documents contained in your file, an additional award of credit would be contrary to Title 18, U.S.C. § 3585(b). The attached document that was submitted with your request is merely a Criminal Complaint which indicates that you did commit the offense Bank Robbery on November 7, 1995, which is count 9, as stated on your Judgment & Commitment Order. Your request cannot be granted as this period of time was previously awarded to your D.C Superior Court sentences.

APP 13-2

EXHIBIT - 6

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA,

v.

SAMUEL B. MOORE-BEY,

Defendant.

Civil Action No. 99-2680 (RWR)
Crim. Action No. 95-319 (RWR)

FILED

JUL 17 2000

NANCY MAYER-WHITTINGTON, CLERK
U.S. DISTRICT COURT

ORDER

Defendant has filed a motion under 28 U.S.C. § 2255 to vacate, set aside or correct his sentence. He claims that the Bureau of Prisons incorrectly calculated the term of his sentence and that there is a separate clerical error in his Judgment and Commitment Order regarding the term of his supervised release. In its court-ordered response to the defendant's motion, the government concedes that the defendant's Judgment and Commitment Order erroneously states the period of his supervised release to be five years rather than three years. Accordingly, the Court will amend the defendant's Judgment and Commitment Order to correct the error.

Defendant's challenge to the calculation of his sentence by the Bureau of Prisons must, however, be brought via a petition for a writ of habeas corpus in the jurisdiction of his confinement because the defendant is attacking the execution of

(2)

5

-2-

the sentence as opposed to its imposition. See Preiser v. Rodriguez, 411 U.S. 475, 487-88 (1973) (holding that prisoner's claim challenging deprivation of good-time credits sounded in habeas even if restoration of the credits did not result in his immediate release); Chatman-Bey v. Thornburgh, 864 F.2d 804, 811-13 (D.C. Cir. 1988) (en banc) (holding that the proper defendant in a federal habeas case is the warden of the facility in which the prisoner is incarcerated and that the habeas court must have personal jurisdiction over the warden); Perkins v. Henderson, 881 F. Supp. 55, 59 n.4 (D.D.C. 1995) ("It is well settled in this jurisdiction and elsewhere that § 2255 will lie only to attack the imposition of a sentence and that an attack on the execution thereof may be accomplished only by way of habeas corpus in the district of confinement."). The remainder of the defendant's motion will therefore be transferred to the Middle District of

-3-

Pennsylvania where the defendant is incarcerated.¹ Accordingly, it is hereby

ORDERED that the defendant's Motion to Vacate, Set Aside or Correct his Sentence Pursuant to 28 U.S.C. § 2255 [46] be, and hereby is, GRANTED IN PART. It is further

ORDERED that the Judgment and Commitment Order issued by the Honorable Stanley Sporkin on October 8, 1997 in the above-captioned criminal case be, and hereby is, AMENDED so that page three of the Judgment and Commitment Order shall state that the defendant shall be placed on a term of supervised release for a term of three years on Counts 1, 2, 5, 6, 7 and 9, all counts to be served concurrently. It is further

ORDERED that the defendant's Motion to Motion to Vacate, Set Aside or Correct his Sentence Pursuant to 28 U.S.C. § 2255 [46]

¹ The government has suggested in accordance with the admonition of Chatman-Bey, 864 F.2d at 814, that the Court first order the defendant to show cause why this case should not be transferred. However, Chatman-Bey involved a sua sponte transfer in which the prisoner had neither been given notice that the case might be transferred nor an opportunity to explain why the case could and should be heard in this jurisdiction. Here, by contrast, the defendant has responded to the government's argument that the case should be transferred in his reply brief. Because "[d]elay is undesirable in all aspects of our justice system, but is especially to be avoided in the sensitive context of habeas corpus," id., it is appropriate to transfer immediately so as to secure the speediest possible resolution of this matter.

-4-

be, and hereby is, TRANSFERRED to the Middle District of
Pennsylvania.

SIGNED this 14th day of July, 2000.



RICHARD W. ROBERTS
United States District Judge

United States District Court
for the District of Columbia
A TRUE COPY

NANCY MAYER-WHITTINGTON, Clerk

By Doreen R. Land
Deputy Clerk

EXHIBIT - 7

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118 P09

FEB 01 '01 10:1

AO 245 S (Rev. 11/92)(D.C. rev.) Sheet Judgment in a Criminal Case

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

UNITED STATES OF AMERICA

v.

Case Number CR 95-319

FILED

MAY - 9 1996

SAMUEL BERTRELL MOORE
 Defendant.

NANCY MAYER-WHITTINGTON, CLERK
 U.S. DISTRICT COURT

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

The defendant, SAMUEL BERTRELL MOORE, was represented by Reita Pendry.

On motion of the United States the court has dismissed the remaining counts.

The defendant pleaded guilty to count(s) 1,2,5,6,7,9.

Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>TITLE & SECTION</u>	<u>NATURE OF OFFENSE</u>	<u>DATE OFFENSE CONCLUDED</u>	<u>COUNT NUMBER</u>
18 USC 2113(a)	Bank Robbery	6/12/95	1
18 USC 2113(a)	Bank Robbery	6/27/95	2
18 USC 2113(a)	Bank Robbery	9/15/95	5
18 USC 2113(a)	Bank Robbery	10/5/95	6
18 USC 2113(a)	Bank Robbery	10/12/95	7
18 USC 2113(a)	Bank Robbery	11/7/95	9

As pronounced on May 2, 1996, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 300.00, for count(s) 1,2,5,6,7,9, which shall be due during the first year of supervised release.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 6 day of May, 19 96

United States District Court
 for the District of Columbia
 A TRUE COPY

NANCY MAYER-WHITTINGTON, Clerk

By Linda Romero
 Deputy Clerk

Stanley Sporkin
 STANLEY SPORKIN

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118 P10 FEB 01 '01 10:12

AO 245 S (Rev. 11/92)(D.C. rev.) Sheet

risonment

Judgment--Page 2 of 4

Defendant: SAMUEL BERTRELL MOORE
Case Number: CR 95-319

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of 151 Months on Counts 1,2,5 through 7 and 9, all counts to be served concurrently.

The Court makes the following recommendations to the Bureau of Prisons: That the defendant receive psychological and drug addiction treatment; that the defendant be incarcerated in a facility close to the Washington D.C. area, i.e. Cumberland, or Petersburg.

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this Judgment as follows:

Partial Return

Defendant delivered on Jan 6, 1997 to USMS Airlift
at Harrisburg PA, with a certified copy of this Judgment.

*1-6-97
Del To
ALP [Signature]*

Herbert Rutherford III

United States Marshal DC/DC

By [Signature]
Deputy Marshal

DC/DC

AO 245 S (Rev. 11/92)(D.C.rev.) Sheet 1

Supervised Release

Judgment--Page 3 of 4

Defendant: SAMUEL BERTRELL MOORE
Case Number: CR 95-319

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years on count 1, 2 years on count 2 to be served consecutively; 3 years on counts 5, 7 and 9 to be served concurrently with each other and with terms imposed in counts 1 and 2. (TOTAL 5 Years).

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If ordered to the custody of the Bureau of Prisons, the defendant shall report in person to the probation office in which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall not use, possess, sell or transport any illegal drugs or associate with any individual who engages in similar conduct; nor shall the defendant frequent any place where illegal drugs are used, sold or distributed.
5. The defendant shall submit to drug testing as directed by the Probation Office, and may be placed in drug treatment program if Probation office deems necessary.
6. The defendant may not enter a bank during the first 3 years of supervised release without the permission of the Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this Judgment:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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118 P12 FEB 01 '01 10:13

AO 215 S (Rev. 11/92)(D.C. rev.) Sheet Statement of Reasons

Judgment--Page 4 of 4

Defendant: SAMUEL BERTRELL MOORE
Case Number: CR 95-319

STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: _____

Criminal History Category: _____

Imprisonment Range: _____ to _____ months

Supervised Release Range: _____ to _____ years

Fine Range: \$ _____ to \$ _____

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ _____

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR

The sentence departs from the guideline range

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

EXHIBIT - 8

EXHIBIT - 9

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118 P05 FEB 01 '01 10:09

AO 245 S (Rev. 11/92)(D.C. rev.) Sheet 1 - Judgment in a Criminal Case

UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA

FILED

OCT 8 - 1997

UNITED STATES OF AMERICA

v.

Case Number CR 95-319

SAMUEL BERTRELL MOORE-BEY
 Defendant.

NANCY MAYER-WHITTINGTON, CLERK
 U.S. DISTRICT COURT

U.S. MARSHAL
 DISTRICT OF COLUMBIA

OCT 14 9 10 AM '97

RECEIVED

JUDGMENT IN A CRIMINAL CASE (For Offenses Committed On or After November 1, 1987)

The defendant, SAMUEL BERTRELL MOORE-BEY, was represented by Reita Pendry.

The defendant pleaded guilty to count(s) 1,2,5,6,7,9.

Accordingly, the defendant is adjudged guilty of such count(s), involving the following offense(s):

<u>TITLE & SECTION</u>	<u>NATURE OF OFFENSE</u>	<u>DATE OFFENSE CONCLUDED</u>	<u>COUNT NUMBER</u>
18 USC 2113(a)	Bank Robbery	6/12/95	1
18 USC 2113(a)	Bank Robbery	6/27/95	2
18 USC 2113(a)	Bank Robbery	9/15/95	5
18 USC 2113(a)	Bank Robbery	10/5/95	6
18 USC 2113(a)	Bank Robbery	10/12/95	7
18 USC 2113(a)	Bank Robbery	11/7/95	9

As pronounced on September 30, 1997, the defendant is sentenced as provided in pages 2 through 4 of this Judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of \$ 300.00, for counts 1,2,5,6,7,9, which shall be due during first 3 months of supervised release.

It is further ordered that the defendant shall notify the United States Attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this Judgment are fully paid.

Signed this the 7 day of Oct, 19 97

United States District Court
 For the District of Columbia
 A TRUE COPY

NANCY MAYER-WHITTINGTON, Clerk

[Signature]
 Deputy Clerk

[Signature]
 STANLEY SPORKIN
 United States District Judge

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118 P06 FEB 01 '01 10:10

AO 245 S (Rev. 11/92)(D.C. rev.) Sheet 2 - Imprisonment

Judgment--Page 2 of

Defendant: SAMUEL BERTRELL MOORE-BEY
Case Number: CR 95-319

IMPRISONMENT

The defendant is hereby committed to the custody of the United States Bureau of Prisons to be imprisoned for a term of the 151 months on each count to run concurrently with credit for time served.

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this Judgment as follows:

Defendant delivered on 11-4-97 to USP ALP
at USA BOT BUS, with a certified copy of this Judgment

USP ALLENWOOD, WHITE DEER, PA 17887

DOCUMENT VERIFIED BY: F. Ortiz

DATE: 11/5/97

VERIFIED WITH: Mrs Kay, Criminal Clerk

AGENCY: U.S. Dist. Court, D.C.

PHONE NUMBER: (202) 273-0503

[Signature]
United States Marshal BUS

By _____
Deputy Marshal

Mrs Kay, Criminal Clerk informed me that the Defendants Motion to Vacate the Sentence imposed on May 2, 1996 was denied by the Judge. The Judge Re-imposed the Sentence issued on May 2, leaving the T.I.E. of 151 months.

F. Ortiz, LEE 11/5/1997

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vised Release

Judgment--Page 3 of 4

Defendant: SAMUEL BERTRELL MOORE
Case Number: CR 95-319

SUPERVISED RELEASE

Upon release from imprisonment, the defendant shall be on supervised release for a term of 3 years on count 1, 2 years on count 2 to be served consecutively; 3 years on counts 5, 7 and 9 to be served concurrently with each other and with terms imposed in counts 1 and 2. (TOTAL 5 Years).

While on supervised release, the defendant shall not commit another federal, state, or local crime; shall not illegally possess a controlled substance; shall comply with the standard conditions that have been adopted by this court (set forth below); and shall comply with the following additional conditions:

1. If ordered to the custody of the Bureau of Prisons, the defendant shall report in person to the probation office in which the defendant is released within 72 hours of release from the custody of the Bureau of Prisons.
2. If this judgment imposes a fine, special assessment, costs, or restitution obligation, it shall be a condition of supervised release that the defendant pay any such fine, assessments, costs, and restitution that remain unpaid at the commencement of the term of supervised release.
3. The defendant shall not own or possess a firearm or destructive device.
4. The defendant shall not use, possess, sell or transport any illegal drugs or associate with any individual who engages in similar conduct; nor shall the defendant frequent any place where illegal drugs are used, sold or distributed.
5. The defendant shall submit to drug testing as directed by the Probation Office, and may be placed in drug treatment program if Probation office deems necessary.
6. The defendant may not enter a bank during the first 3 years of supervised release without the permission of the Probation Office.

STANDARD CONDITIONS OF SUPERVISION

While the defendant is on supervised release pursuant to this Judgment:

- 1) The defendant shall not leave the judicial district without the permission of the court or probation officer.
- 2) The defendant shall report to the probation officer as directed by the court or probation officer and shall submit a truthful and complete written report within the first five days of each month.
- 3) The defendant shall answer truthfully all inquiries by the probation officer and follow the instructions of the probation officer.
- 4) The defendant shall support his or her dependents and meet other family responsibilities.
- 5) The defendant shall work regularly at a lawful occupation unless excused by the probation officer for schooling, training, or other acceptable reasons.
- 6) The defendant shall notify the probation officer within seventy-two hours of any change in residence or employment.
- 7) The defendant shall refrain from excessive use of alcohol and shall not purchase, possess, use, distribute or administer any narcotic or other controlled substance, or any paraphernalia related to such substances.
- 8) The defendant shall not frequent places where controlled substances are illegally sold, used, distributed, or administered.
- 9) The defendant shall not associate with any persons engaged in criminal activity, and shall not associate with any person convicted of a felony unless granted permission to do so by the probation officer.
- 10) The defendant shall permit a probation officer to visit him or her at any time at home or elsewhere and shall permit confiscation of any contraband observed in plain view by the probation officer.
- 11) The defendant shall notify the probation officer within seventy-two hours of being arrested or questioned by a law enforcement officer.
- 12) The defendant shall not enter into any agreement to act as an informer or a special agent of a law enforcement agency without the permission of the court.
- 13) As directed by the probation officer, the defendant shall notify third parties of risks that may be occasioned by the defendant's criminal record or personal history or characteristics, and shall permit the probation officer to make such notifications and to confirm the defendant's compliance with such notification requirement.

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ement of Reasons

Judgment--Page 4 of 4

Defendant: SAMUEL BERTRELL MOORE
Case Number: CR 95-319

STATEMENT OF REASONS

☐ The court adopts the factual findings and guideline application in the presentence report.

OR

☐ The court adopts the factual findings and guideline application in the presentence report except (see attachment, if necessary):

Guideline Range Determined by the Court:

Total Offense Level: _____

Criminal History Category: _____

Imprisonment Range: _____ to _____ months

Supervised Release Range: _____ to _____ years

Fine Range: \$ _____ to \$ _____

☐ Fine is waived or is below the guideline range, because of the defendant's inability to pay.

Restitution: \$ _____

☐ Full restitution is not ordered for the following reason(s):

☐ The sentence is within the guideline range, that range does not exceed 24 months, and the court finds no reason to depart from the sentence called for by application of the guidelines.

OR

☐ The sentence is within the guideline range, that range exceeds 24 months, and the sentence is imposed for the following reason(s):

OR**The sentence departs from the guideline range**

☐ upon motion of the government, as a result of defendant's substantial assistance.

☐ for the following reason(s):

EXHIBIT - 10

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 eedings include all events. Page 1
 95cr319-ALL USA v. MOORE CAT B
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CAT B . CLOSED
PRIOR

U.S. District Court
USDC District of Columbia (Washington)

CRIMINAL DOCKET FOR CASE #: 95-CR-319-ALL

SA V. MOORE

Filed: 12/07/95

ther Dkt # 1:95-m -00681

Case Assigned to: Judge Stanley Sporkin

AMUEL BERTRELL MOORE (1)
defendant

Reita Pauline Pendry
(202) 208-7500
Suite 550
[COR LD NTC pdal]
FEDERAL PUBLIC DEFENDER FOR
D.C.
625 Indiana Avenue, N.W.
Washington, DC 20004

ending Counts:

Disposition

8:2113(a); BANK ROBBERY BY
ORCE OR VIOLENCE
1)

Defendant Sentenced to One
Hundred Fifty-One (151) Months
Incarceration; Three (3) Years
Supervised Release; Fifty
Dollars (\$50.00) Special
Assessment
(1)

8:2113(a); BANK ROBBERY BY
FORCE OR VIOLENCE
2)

Defendant Sentenced to One Hundred Fifty-One (151) Months Incarceration, to run concurrently; Two (2) Years Supervised Release, to be served consecutively; Fifty Dollars (\$50.00) Special Assessment
(2)

8:2113(a); BANK ROBBERY BY
ORCE OR VIOLENCE
5 - 7)

Defendant Sentenced to One Hundred Fifty-One (151) Months Incarceration, to run concurrently; Three (3) Years Supervised Release on each count, to be served concurrently with each other, and with the terms imposed on Counts 1 and 2; Fifty Dollars (\$50.00) Special Assessment on

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95cr319-ALL USA v. MOORE

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Page 2
CAT B
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PRIOR

each count (5 - 7)

8:2113(a); BANK ROBBERY BY
ORCE OR VIOLENCE
9)

Defendant Sentenced to One
Hundred Fifty-One (151) Months
Incarceration, to run
concurrently; Three (3) Years
Supervised Release on each
count, to be served
concurrently with each other,
and with the terms imposed on
Counts 1 and 2; Fifty Dollars
(\$50.00) Special Assessment on
each count (9)

ffense Level (opening): 4

erminated Counts:

Disposition

8:2113(a); BANK ROBBERY BY
ORCE OR VIOLENCE
3 - 4)

Dismissed on oral motion by USA
(3 - 4)

8:2113(a); BANK ROBBERY BY
ORCE OR VIOLENCE
8)

Dismissed on oral motion by USA
(8)

ffense Level (disposition): 4

omplaints

Disposition

OMPLAINT filed in violation
of 18:2113(a) and 2
1:95-m -681)

U. S. Attorneys:

Stephen Pierce Anthony
(202) 616-2139
[COR LD NTC gvt]
U.S. ATTORNEY'S OFFICE
Judiciary Center Building
555 Fourth Street, NW
Washington, DC 20001

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proceedings include all events.

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:95cr319-ALL USA v. MOORE

PRIOR

1/8/95 1 MAGISTRATE COMPLAINT and Affidavit filed against SAMUEL BERTRELL MOORE, JUANA DEMONIA in violation of 18:2113(a) and 2.
[1:95-m -681] (gdf) [Entry date 11/13/95]

1/8/95 -- ARREST WARRANT ISSUED by Magistrate Judge Alan Kay for SAMUEL BERTRELL MOORE, JUANA DEMONIA.
[1:95-m -681] (gdf) [Entry date 11/13/95] *Not Served on Defendant*

1/9/95 -- DEFENDANT SAMUEL BERTRELL MOORE arrested.
[1:95-m -681] (gdf) [Entry date 11/13/95]

1/9/95 2 WARRANT returned executed as to SAMUEL BERTRELL MOORE on 11/9/95. Return on arrest warrant issued 11/08/95.
[1:95-m -681] (gdf) [Entry date 11/13/95]

1/9/95 -- ARRAIGNMENT on magistrate complaint for SAMUEL BERTRELL MOORE held before Magistrate Judge Alan Kay : Attorney appearance for SAMUEL BERTRELL MOORE by Reita Pauline Pendry. Preliminary/Detention hearing set for 9:30 11/15/95 for SAMUEL BERTRELL MOORE, for JUANA DEMONIA. Defendant JUANA DEMONIA did not appear. Defendant JUANA DEMONIA in hospital. Defendant MOORE committed/commitment issued.
[1:95-m -681] (gdf) [Entry date 11/13/95]

1/9/95 3 ORDER by Magistrate Judge Alan Kay as to SAMUEL BERTRELL MOORE : of temporary detention pending hearing pursuant to Bail Reform Act (N)
[1:95-m -681] (gdf) [Entry date 11/13/95]

1/15/95 -- PRELIMINARY HEARING before Magistrate Judge Alan Kay as to SAMUEL BERTRELL MOORE, JUANA DEMONIA : Control hearing on (10 day hold) set for 9:30 a.m. on 11/17/95 for JUANA DEMONIA. Defendants committed/commitment issued. Court Reporter: Pro Typists, Inc.
[1:95-m -681] (gdf) [Entry date 11/16/95]

1/15/95 -- DEFENDANT(S) SAMUEL BERTRELL MOORE, JUANA DEMONIA ordered held without bond by Magistrate Judge Alan Kay.
[1:95-m -681] (gdf) [Entry date 11/16/95]

1/15/95 8 ORDER by Magistrate Judge Alan Kay as to SAMUEL BERTRELL MOORE : committing defendant to the custody of the U.S. Attorney General. (N)
[1:95-m -681] (gdf) [Entry date 11/16/95]

1/15/95 9 ATTORNEY APPEARANCE for SAMUEL BERTRELL MOORE by Reita Pendry
[1:95-m -681] (gdf) [Entry date 11/22/95]

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EXHIBIT - 11

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

UNITED STATES AMERICA)

v.)

Samuel Bertrell Moore)

PRESENTENCE INVESTIGATION REPORT

Criminal No. CR 95-319-01

Prepared for:

The Honorable Stanley Sporkin
United States District Judge

Prepared by:

Gregory A. Hunt
U.S. Probation Officer
Washington, D.C.~~(202) 544-7224~~ (202) - 565-1343Assistant U.S. AttorneyMichale Tubach
The Judiciary Center Building
555 Fourth Street, N.W.
Washington, D.C. 20001
(202) 514-7746Defense CounselReita Pauline Pendry
Federal Public Defender
625 Indiana Avenue, N.W., Suite 500
Washington, D.C. 20004
(202) 208-7500

Sentencing Date:

May 2, 1996 at 4:30 p.m.

Offense:

Count 1, 2, 5, 6, 7 and 9: Bank Robbery {18 U.S.C. § 2113(a)} - 20 years/\$250,000 fine.

Release Status:

MOORE, Samuel Bertrell**Page 1a****Identifying Data:**

Date of Birth: April 11, 1945
Age: 51
Race: Black, Non-Hispanic
Sex: Male

SSN: 579-54-7263
FBI No.: 602 087 E
U.S. Marshal No.: 25317-016
Other ID No.: 194-509 (MPD)
141-821 (DCDC)

Education: Bachelor of Arts Degree
Dependents: None
Citizenship: United States

Legal Address: c/o Evelyn Moore (Mother)
2629 Jasper Street, S.E.
Apartment 2
Washington, D.C.

Aliases: Samuel Betrell Moore-Bey
S. Moore Bey
Billy Wyatt
James Anthony William
William Wyatt
Robert Jones



MOORE, Samuel Bertrell

Page 2

PART A. THE OFFENSE**Charge(s) and Conviction(s)**

1. On December 7, 1995, the Grand Jury for the United States District Court for the District of Columbia filed a nine-count indictment charging Samuel Bertrell Moore in Counts One through Nine with Bank Robbery, 18 U.S.C. § 2113(a). These offenses occurred between June 12, 1995 and November 7, 1995.
2. On February 1, 1996, the defendant pled guilty to Counts 1, 2, 5 through 7, and 9. In the related case of Juana Demonio, the United States Attorney's Office had the charges against her dismissed on December 7, 1995.
3. The written plea agreement in this case required the defendant to enter a plea of guilty to six counts of Bank Robbery. Each count carries as its maximum penalty 20 years imprisonment, a \$250,000 fine, and a supervised release term of 3 years. In return, the government agreed to recommend that the defendant receive full credit for acceptance of responsibility and will not oppose a sentence at the bottom of the guideline range. The government retained the right of full allocution at sentencing.

The Offense Conduct

4. The defendant robbed three different banks on six occasions. His modus operandi was to enter the bank and approach a teller. He would then hand a note to the teller demanding large bills. During the robberies he usually made a threat such as he didn't want anyone to get hurt or "this thing is going to explode any minute now." On September 19, 1995, while robbing the Crestar Bank at 1340 Good Hope Road, S.E., Washington, D.C., the defendant threatened to "hurt someone" after the bank teller gave him a dye pack. After receiving the money he would flee the bank.

5.

Summary of Robberies

Count	Date	Bank	Amount
One	6-12-95	Crestar 1340 Good Hope Rd.	\$2,270
Two	6-27-95	Crestar 825 N. Capitol St.	\$1,400.50

MOORE, Samuel Bertrell

Page 3

Five	9-15-95	Crestar 1340 Good Hope Rd.	\$1,414.74
Six	10-5-95	Crestar 825 N. Capitol St.	\$500
Seven	10-12-95	Crestar 300 Penna. Ave, S.E.	\$1,325
Nine	11-7-95	Crestar 300 Penna. Ave, S.E.	\$2,000
Total			\$8,910.24

6. On November 7, 1995, the defendant entered the Crestar Bank, 300 Pennsylvania Avenue, S.E., and approached a bank teller. He asked her how she was "doing" and then gave her a note that read "GIVE US YOUR LARGE BILLS." He further stated, "Don't do anything stupid, there are three more of us in here." After the teller gave him the a stack of twenty dollar bills, totaling \$2,000, the defendant exited the bank. When the robbery occurred an undercover police officer was in the bank. The officer pursued the defendant on foot and, via radio, broadcasted a "lookout" for the defendant. The defendant began running and dropped the bundle of cash on the sidewalk. The money was recovered by the police. The defendant then entered a vehicle driven by Juana Demonica. She drove from the scene and police pursued them. The police pursued them for approximately 2 miles and the chase ended when they lost control of the defendant's vehicle and ran into a tree. Both the defendant and Ms. Demonica were injured. They were also arrested. Later a search of the vehicle was conducted and the police recovered an additional \$3,950 in cash.

7. The six robberies to which the defendant pled guilty involved \$8,910.24.

Victim Impact

8. The victims in this case were the banks. No one was injured. Restitution should be made to the Crestar Bank, 1340 Good Hope Road, N.E., Washington, D.C. in the amount of \$3,684.74; Crestar Bank, 825 N. Capitol Street, N.W, Washington, D.C. in the amount of \$1,900.50; and the Crestar Bank, 300 Pennsylvania Avenue, S.E., Washington, D.C. in the amount of \$3,325.

MOORE, Samuel Bertrell

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9. Tellers and managers of the banks were interviewed and no one incurred any injuries or serious mental/emotional problems. One manager indicated that their bank has been robbed on so many occasions that there is nothing to say about the robberies anymore.

Adjustment for Obstruction of Justice

10. The probation officer has no information which would suggest the defendant impeded or obstructed justice.

Adjustment for Acceptance of Responsibility

11. The defendant readily admitted his involvement in not only the six bank robberies for which he was convicted but also the others charged in the indictment. He committed all of these robberies as the result of his drug addiction. He has been a drug addict since 1968. Although he admitted to the robberies, he stated that it was not his intent to harm anyone or threaten to harm them. He never carried a weapon and only pretended to carry a bomb. He also selected banks where there were not any security guards to reduce the possibility of violence. In fact, the defendant did not know it was a robbery offense until his lawyer advised him. He thought these offenses were larcenies.
12. In any case, he deeply regrets his actions. In a letter to our office he stated, "I sincerely emphasize profound regret for my actions" and "thanksgiving (sic) for not causing any harm" to anyone. He wanted the Court to know that his "motives were neither evil nor malicious", but he realizes that such behavior cannot be repeated.

Offense Level Computation

13. The 1995 edition of the Guidelines Manual has been used in this case. Pursuant to U.S.S.G. § 3D1.2(d), none of the counts of conviction may be grouped.
14. **Base Offense Level (Count 9 and Group 1):** The guideline for Bank Robbery, 18 U.S.C. §§ 2113(a) and (b) is found in U.S.S.G. § 2B3.1. This section provides for a base offense level of 20.
15. **Specific Offense Characteristics:** As the funds were stolen from a financial institution, a 2-level increase is warranted pursuant to U.S.S.G. § 2B3.1(b)(1).
16. **Victim-Related Adjustment:** None.
17. **Adjustment for Role in the Offense:** None.

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MOORE, Samuel Bertrell

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18. **Adjustment for Obstruction of Justice:** None.
19. **Reckless Endangerment Adjustment:** As the defendant was involved in a high speed chase in which his vehicle was involved in an accident involving injuries, a 2-level increase is warranted pursuant to U.S.S.G. § 3C1.2. 2
20. **Adjusted Offense Level (Subtotal):** 24
21. Although Counts 1, 2, 5, 6 and 7 are counted separately, they are combined below as each has the same calculations. There is no increase in any of the robberies based on the amount of money taken during the robbery. In spite of combining them below, each represents a separate group for purposes of the Multiple Count Adjustment.
22. **Base Offense Level [Counts 1 (Group 2), 2 (Group 3), 5 (Group 4), 6 (Group 5) and 7 (Group 6)]:** The guideline for Bank Robbery, 18 U.S.C. §§ 2113(a) and (b) is found in U.S.S.G. § 2B3.1. This section provides for a base offense level of 20. 20
23. **Specific Offense Characteristics:** As the funds were stolen from a financial institution, a 2-level increase is warranted pursuant to U.S.S.G. § 2B3.1(b)(1). 2
24. **Victim-Related Adjustment:** None. 0
25. **Adjustment for Role in the Offense:** None. 0
26. **Adjustment for Obstruction of Justice:** None.
27. **Adjusted Offense Level (Subtotal):** 22

Multiple-Count Adjustment (See Section 3D1.4)

		<u>Units</u>
28.	Adjusted Offense Level for Group 1	24 1
29.	Adjusted Offense Level for Group 2	22 1
30.	Adjusted Offense Level for Group 3	22 1
31.	Adjusted Offense Level for Group 4	22 1
32.	Adjusted Offense Level for Group 5	22 1

MOORE, Samuel Bertrell

Page 6

- 33. Adjusted Offense Level for Group 6 22 1
- 34. Total Number of Units 6
- 35. Greater Adjusted Offense Level 24
- 36. Increase in Offense Level 5
- 37. Combined Adjusted Offense Level:

Chapter Four Enhancements

- 38. **Career Criminal Provision:** In accordance with the provisions found in U.S.S.G. § 4B1.1, because the defendant was at least 18 years old at the time of the instant offense, the instant offense is a felony violent offense, and the defendant has at least two prior felony violent offense convictions as detailed below, the defendant is a career criminal. Therefore, as the penalties for his offenses are a maximum of twenty years, his adjusted offense level is 32.
- 39. **Adjustment for Acceptance of Responsibility:** As the defendant readily admitted his involvement in the offense of conviction, and provided timely and complete information in regard to his involvement in the offense, a 3-level decrease is warranted, pursuant to U.S.S.G. § 3E1.1(a) and (b)(1).
- 40. **Total Offense Level:**

Offense behavior Not Part of Relevant Conduct

- 41. The defendant was involved in three other bank robberies for which he did not plead guilty. All three were cited in the Indictment as follows: (Count 3) August 3, 1995 robbery of the Crestar Bank of \$4,590.00; (Count 4) August 31, 1995 robbery of Crestar Bank of \$3,700; and (Count 8) October 17, 1985 robbery of Riggs Bank of \$6,765.

PART B. THE DEFENDANT'S CRIMINAL HISTORYJuvenile Adjudications

- 42. None known.

MOORE, Samuel Bartrell

Page 7

Criminal Convictions

	<u>Date of Arrest</u>	<u>Conviction/ Court</u>	<u>Sentence Imposed</u>	<u>Guideline</u>	<u>Pnt</u>
43.	8-18-63 (age 18)	Unauthorized Use of Motor Vehicle D.C. Superior Court Washington, D.C. Dkt.No. 885-63	1-3-65: 5010(b) Youth Corrections Act 7-28-66: Paroled	4A1.2(e)(3)	0

No further details of this conviction were available. This period of confinement was served at the Lorton Reformatory.

44.	7-18-69 (age 24)	Narcotics Violation U.S. District Court Eastern District of Virginia, Alexandria, Virginia	12-23-69: NARA 5 years	4A1.2(e)(3)	0
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We were unable to determine if the defendant was represented by counsel. No further details of this conviction were available. The defendant served this period of confinement at the Lorton Reformatory. His release date is unknown.

45.	12-30-69 (age 24)	Forgery D.C. Superior Court Washington, D.C. Dkt. No. 1782-69	7-10-70: 2 to 6 years	4A1.2(e)(3)	0
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The defendant had benefit of counsel. No further details of this are known.

46.	1-10-72 (age 26)	Forgery and Uttering D.C. Superior Court Washington, D.C.	7-28-72: 18 months to 5 years 4-4-74: Paroled 8-14-74: Paroled warrant issued	4A1.2(e)(3)	0
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DAZ
2/4/97

The defendant had benefit of counsel. No further details of this are known. The defendant was arrested for armed robbery while he was on parole. A parole warrant was issued but there was no available information indicating that his parole was revoked.

MOORE, Samuel Bertrell

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47. 9-25-74 Ct. A: Armed Robbery 4-30-75: 6 to 18 4A1.1(a) 3
 (age 29) Ct. B: CPWL years
 D.C. Superior Court 1-31-94: Most
 Washington, D.C. recent reparole;
 Dkt. No. 89769-74 parole pending

DAK
 2/4/97

The defendant had benefit of counsel. According to D.C. Department of Correction's records, the defendant was identified as a "look out" for a robbery that took place at a 'carry out'. He was later arrested in an automobile in the possession of cocaine and a .22 caliber revolver.

The defendant served this period of confinement in conjunction with the below described sentence at the Lorton Reformatory. Institutional records reflect that the defendant was paroled on April 30, 1981; however, he was arrested on November 5, 1981 for violation of the National Firearms Act and on January 6, 1982 for Carrying a Pistol Without a License. Although both charges were dismissed, a parole violation warrant was issued on March 23, 1982 and the defendant was returned to Lorton. On May 30, 1986, he was released to a halfway house for work release. On September 30, 1986, he escaped from that facility and was charged with Prison Breach. He was once again returned to Lorton and again released to a halfway house on October 31, 1988. This time he was paroled on January 15, 1989. On December 4, 1989 he was arrested for Credit Card Fraud and Receiving Stolen Property and on January 19, 1990 he was arrested for Distribution of Heroin. He was convicted of the Receiving Stolen Property and his parole was again revoked on May 8, 1990. On June 25, 1991 he was paroled on this offense for a third time. On January 7, 1993, the defendant was arrested for Distribution of Heroin and subsequently convicted of Attempted Distribution of Heroin. His parole was again revoked. He was paroled for a fourth time on January 31, 1994. A parole violation is currently outstanding because of his arrest in the instant offense.

48. 11-8-74 Carrying a Pistol 4-30-75: 1 year 4A1.2(e)(3) 0
 (age 29) Without a License
 D.C. Superior Court
 Washington, D.C.
 Dkt. No. 89206-74

The defendant had benefit of counsel. According to D.C. Department of Correction's records, the police received a telephone call that there was a man with a gun 1336 T Street, N.W., Washington, D.C. When they arrived on the scene

MOORE, Samuel Bertrell

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they saw the defendant exiting the building. He was in possession of a handgun. This period of confinement was served in conjunction with the sentence described above.

49.	5-13-75 (age 30)	Count 1: Bank Robbery Count 2: Bank Larceny Count 3: ADW U.S. District Court for the District of Maryland Baltimore, Maryland Dkt. No. 75-346	2-20-76: Count 1: 20 years; Count 2: 10 years; Count 3: 25 years	4A1.1(a)	<u>3</u>
-----	---------------------	---	---	----------	----------

The defendant had benefit of counsel. The facts of this case were unavailable. The period of confinement was served in conjunction with the above described charge. His parole violations and status is the same as put forth above.

50.	8-17-82 (age 37)	Counts 2 and 4: Theft by Deception, 3rd degree Union County Superior Court Union County, N.J. Dkt. No. 97633	3-28-83: 3 to 7 years 2-16-86: Paroled 2-25-87: Parole expired	4A1.1(a)	<u>3</u>
-----	---------------------	--	--	----------	----------

The defendant had benefit of counsel. According to the presentence report completed for Judge A. Donald McKenzie, the defendant committed a bank fraud involving \$1,920.

51.	6-4-87 (age 42)	Prison Breach D.C. Superior Court Washington, D.C. Dkt. No. M-12133-87	3-10-88: 9 to 27 months, ESS, serve 9 months, 3 years probation 3-19-90: Probation revoked, 9 to 27 months	4A1.1(a)	<u>3</u>
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The defendant had benefit of counsel. According to D.C. Department of Correction's records, the defendant left a community corrections center without permission on September 30, 1986. He was placed there while pending a charge

MOORE, Samuel Bertrell

Page 10

of Possession with Intent to Distribute Cocaine and a parole violation. He was again released to the a community corrections center on October 31, 1988 and was released to both parole and probation supervision on January 15, 1989. However, the defendant incurred two additional arrests, one a conviction for fraud, while on supervision and his probation was revoked. Also cited as violations of probation were failure to complete drug program and failure to report to the probation office.

52.	12-14-89 (age 44)	Receiving Stolen Property D.C. Superior Court Washington, D.C. Dkt. No. M-13116-89	5-17-90: 9 months	4A1.1(b)	<u>2</u>
-----	----------------------	--	-------------------	----------	----------

The defendant had benefit of counsel. According to a D.C. Department of Correction's record, the defendant attempted to purchase \$381.54 of merchandise at the Hecht's Department store. At the time of his arrest he was caught in possession of a stolen wallet and checkbook.

53.	1-8-93 (age 47)	Attempted Distribution of Heroin D.C. Superior Court Washington, D.C. Dkt. No. F-2623-93(G)	8-17-93: 4 to 12 years, ESS, time served, 4 years probation	4A1.1(c)	<u>1</u>
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DAK
2/4/97

The defendant had benefit of counsel. No details of this offense were available. According to his probation officer, Mr. Mullings, the defendant's adjustment to probation has been poor. He is currently pending a Show Cause Hearing for violation of probation due to his recent conviction in the instant offense and failure to pay restitution.

54.	12-19-94 (age 49)	Count B: Possession of Cocaine Count C: Possession of Heroin D.C. Superior Court Washington, D.C. Dkt. No. M-16734-94 B & C	11-22-95: 180 days on both counts	4A1.1(b)	<u>2</u>
-----	----------------------	--	--------------------------------------	----------	----------

Facial
12/17/96
V.A. Bunkle

The defendant had benefit of counsel. According to a D.C. Superior Court

MOORE, Samuel Bertrell

Page 11

presentence report, the police received a telephone call that an individual was selling drugs at 22nd and Alabama Avenue, S.E. Upon arriving on the scene the police observed the defendant who fit the description of the person involved. Upon searching the defendant the police recovered one packet of cocaine and two bags of heroin. The defendant also had \$63 in cash.

55. 11-8-95 Bail Reform Act 12-14-95: 90 days 4A1.1(b) 2
 (age 50) D.C. Superior Court
 Washington, D.C.
 Dkt. No. F-9493-95 C

*See DC
 Face Sheet
 Not Forwarded*

*Released
 12/17/96
 via parole*

The defendant had benefit of counsel. No further details are known in regard to this offense.

Criminal History Computation

56. The criminal convictions above result in a subtotal criminal history score of 19.
57. At the time the instant offense was committed, the defendant was on parole for the sentence imposed on February 20, 1976 and he was on probation for the sentence imposed on August 17, 1993. Pursuant to U.S.S.G. § 4A1.1(d), 2 points are added.
58. The instant offense was committed less than two years following the defendant's release from custody on January 31, 1994 for the sentence imposed on April 30, 1975. Pursuant to U.S.S.G. § 4Aa1.1(e), 1 point is added.
59. The total of the criminal history points is 22. According to the sentencing table in U.S.S.G. (Chapter, Part A), 22 criminal history points establish a criminal history category of VI. In addition, as the defendant is also a career criminal, his criminal history category is a VI.

Other Criminal Conduct

60. On February 12, 1982 the defendant was arrested by the Prince George County Police Department and charged with Forgery. This case was nolle prossed in Prince George County Circuit Court in Dkt. No. 82-298. According to the Statement of Charges filed by the police, the defendant attempted to negotiate a \$527.45 check that was a forgery. He was going to place half of the check in a savings account and cash the other half. Upon reviewing the records of the savings account, it was learned that other stolen/forged checks were deposited into this account.

MOORE, Samuel Bertrell

Page 12

Other Arrests

	<u>Date of Arrest</u>	<u>Charge</u>	<u>Agency</u>	<u>Disposition</u>
61.	8-23-63 (age 18)	Homicide	D.C. Department of Corrections Washington, D.C.	Unknown
62.	8-26-63 (age 18)	Unauthorized Use of Motor Vehicle	D.C. Department of Corrections Washington, D.C.	Nolle Prossed
63.	6-18-68 (age 23)	Grand Larceny	D.C. Metropolitan Police Department Washington, D.C.	Unknown
64.	6-19-68 (age 23)	Petty Larceny and Narcotics Possession	D.C. Department of Corrections Washington, D.C.	Unknown
65.	8-10-74 (age 29)	Carrying a Dangerous Weapon (Gun) and Receiving Stolen Property Dkt. Nos. 57344- 74 A and B	D.C. Superior Court Washington, D.C.	No Papered
66.	9-25-74 (age 29)	Assault on a Police Officer Dkt. Nos. J-4623- 88 A and B	D.C. Superior Court Washington, D.C.	No Papered
67.	11-5-81 (age 36)	Possession of a Prohibited Weapon Dkt. No. F-4065- 82	D.C. Superior Court Washington, D.C.	9-5-84: Dismissed
68.	1-6-82 (age 36)	Carrying a Pistol Without a License Dkt. Nos. F-137- 82	D.C. Superior Court Washington, D.C.	1-7-82: Dismissed

MOORE, Samuel Bertrell

Page 13

- | | | | | |
|-----|---------------------|---|---|---------------------------|
| 69. | 1-20-90
(age 44) | Distribution of
Heroin and
Cocaine
Dkt. No. F-752-90 | D.C. Superior Court
Washington, D.C. | 3/8/91: Dismissed |
| 70. | 5-25-94
(age 17) | Possession of
Heroin
Dkt. Nos. M-6725-
94 | D.C. Superior Court
Washington, D.C. | 2-27-95: Nolle
Prossed |

PART C. OFFENDER CHARACTERISTICS**Personal and Family Data**

71. Samuel Bertrell Moore was born on April 11, 1945 in Washington, D.C. His parents, Samuel Moore, Sr. and Evelyn Moore, had two children and the defendant is the eldest. He has a younger sister, Barbara Moore. The defendant's father died when the defendant was approximately 9 years old. The defendant believes that his father died from an overdose of drugs. The defendant was raised by his mother and lived with her, when he was not incarcerated, all of his life. However, at the age of 18 the defendant began his adult periods of incarceration and has not spent any lengthy periods in the community since that time.
72. The defendant has never been married but claims paternity of four children. These four children are the product of relationships that the defendant maintained with three different women. His eldest offspring is Anthony Moore, age 31. This child's mother was Shirley Cook. The defendant had a second child with Ms. Cook. He is Samuel Moore IV, age 21. Both of these sons live in the area. The defendant has another son, Samuel Moore III, age 31, who was the product of a relationship that the defendant maintained with Diane Moten. The fourth son is Rodney Moore, age 27, who is a correctional officer with the D.C. Department of Corrections. His mother was Jean Banks.

Physical Condition

73. The defendant is 5 feet and 6 inches tall and he weighs 150 pounds. He reported that he does not have any health problems. He has never suffered any serious illnesses or injuries.

MOORE, Samuel Bertrell

Page 14

Mental and Emotional Health

74. The probation has no information indicating that the defendant is experiencing mental or emotional problems of any kind.

Substance Abuse

75. The defendant reported that he has been a heroin and cocaine abuser since 1967. He has ingested both substance by either "snorting" or intravenously. During the time of the instant offense he was using approximately \$100 worth of drugs per day. According to D.C. Superior Court presentence reports, the defendant has been in numerous drug programs, even methadone, but was never able to successfully complete a program in the community.

Education and Vocational Skills

76. While incarcerated at the Lorton Reformatory the defendant attended the University of the District of Columbia's (UDC) extension program. He attended that institution from January 12, 1981 to December 19, 1981, from August 25, 1986 to December 13, 1986, and from May 21, 1990 to December 15, 1991. He asserted that he obtained his Bachelor of Arts in Urban Planning and Development; however, their records did not reflect that information. He also reported that he obtained his paralegal certificate from UDC. Lorton Reformatory records reflect his graduation from high school.

Employment Record

77. The defendant was unemployed at the time of his arrest; however, he claimed that he has previously been employed as a counselor for UDC and as a paralegal for an Ms. Queen in Maryland. UDC did not have a record of this employment and we were unable to locate Ms. Queen.

Financial Condition: Ability To Pay

78. The defendant has no assets, liabilities, or income. He also qualified for appointed counsel. In view of his financial status, he does not possess the ability to pay restitution or a fine or the costs of incarceration or supervision.

MOORE, Samuel Bertrell

Page 15

PART D. SENTENCING OPTIONS**Custody**

79. **Statutory Provisions: Counts 1, 2, 5 through 7, and 9:** Imprisonment for not more than 20 years, pursuant to 18 U.S.C. §§ 2113(a), a class C felony.
80. **Guideline Provisions:** Based on an offense level of 29 and a criminal history category of VI, the guideline range of imprisonment is 151 to 188 months.

Impact of Plea Agreement

81. Even if the defendant pled guilty to all nine counts of the indictment, his guideline range would have changed as he had the maximum number of increases allowed under the grouping rules.

Supervised Release

82. **Statutory Provisions: Counts 1, 2, 5 through 7, and 9:** The Court may impose a term of supervised release of not more than three years, pursuant to 18 U.S.C. § 3583(b)(2).
83. **Guideline Provisions: Counts 1, 2, 5 through 7, and 9:** The guideline range for a term of supervised release is at least 2 years, but not more than 3 years, pursuant to U.S.S.G. § 5D1.2(b)(2).

Probation

84. **Statutory Provisions:** The defendant is eligible for probation by statute. The authorized term of probation is not less than 1 year, nor more than 5 years, pursuant to 18 U.S.C. § 3561(b)(1).
85. **Guideline Provisions:** The defendant is ineligible for probation, pursuant to U.S.S.G. § 5C1.2(f).

Fines

86. **Statutory Provisions: Counts 1, 2, 5 through 7, and 9:** The maximum fine is \$250,000, pursuant to 18 U.S.C. § 3571.
87. A special assessment of \$50 is mandatory for each count for a total of \$300, pursuant to 18 U.S.C. § 3013.

MOORE, Samuel Bertrell

Page 16

88. **Guideline Provisions:** According to U.S.S.G. § 5E1.2(c)(3), the minimum fine for this offense is \$15,000, and the maximum fine is \$150,000.

Subject to the defendant's ability to pay, the Court shall impose an additional fine amount that is at least sufficient to pay the costs to the government of any imprisonment, probation, or supervised release, pursuant to U.S.S.G. § 5E1.2(l). The most recent advisory from the Administrative Office of the U.S. Courts suggests that a monthly cost of \$1,734 be used for imprisonment; a monthly cost of \$180.90 for supervision; and a monthly cost of \$1,132 for community confinement.

Restitution

89. **Statutory Provisions:** The Court may order the defendant to make restitution pursuant to 18 U.S.C. § 3663. Restitution should be made to the Crestar Bank, 1340 Good Hope Road, N.E., Washington, D.C. in the amount of \$3,684.74; Crestar Bank, 825 N. Capitol Street, N.W, Washington, D.C. in the amount of \$1,900.50; and the Crestar Bank, 300 Pennsylvania Avenue, S.E., Washington, D.C. in the amount of \$3,325.
90. **Guideline Provisions:** The Court shall enter a restitution order pursuant to U.S.S.G. § 5E1.1(a)(1).

PART E. FACTORS THAT MAY WARRANT DEPARTURE

91. The presentation of information in this section does not necessarily constitute a recommendation by the probation officer for a departure.

MOORE, Samuel Bertrell


Page 17

92. Pursuant to U.S.S.G. § 4A1.3, Adequacy of Criminal History, the defendant's criminal history may be underrepresented by his criminal history category. The defendant has 22 to criminal history points and he has convictions that are not counted.

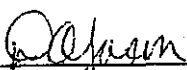
Respectfully submitted,

RICHARD A. HOUCK, JR.
CHIEF U.S. PROBATION OFFICER

By:


Gregory A. Hunt
U. S. Probation Officer

Approved:


Deborah A. Jason 4/25/06
Supervising U.S. Probation Officer Date:

MOORE, Samuel Bertrell

Page 18

**ADDENDUM TO THE PRESENTENCE REPORT
UNITED STATES DISTRICT COURT FOR THE DISTRICT OF COLUMBIA
UNITED STATES V. SAMUEL BERTRELL MOORE, DKT. NO. 95-319-01**

DISCLOSURE AND OBJECTION CHRONOLOGY

The presentence report was disclosed on April 18, 1996.

Assistant United States Attorney Michael Tubach submitted the Receipt and Acknowledgment form to the United States Probation Office on April 25, 1996.

The defense counsel, Rita Pendry, verbally submitted her objections to the presentence report on April 25, 1996. She will forward the Receipt and Acknowledgement form to the United States Probation Office prior to sentencing.

OBJECTIONS

By the Government

Assistant United States Attorney Michael Tubach reviewed the presentence report and had a few minor objections which have been reflected in the body of the report.

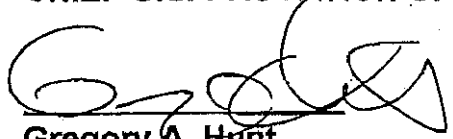
By the Defendant

The defendant and his counsel, Reita Pendry, reviewed the presentence and had no material inaccuracies. Ms. Pendry believes that one of the defendant's convictions may have been overturned; however, she did not have verification of this information and it would not effect the guideline calculations.

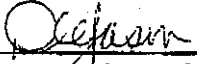
Respectfully submitted,

RICHARD A. HOUCK, JR.
CHIEF U.S. PROBATION OFFICER

By:


Gregory A. Hunt
U.S. Probation Officer

Approved:


Deborah A. Jason
Supervising U.S. Probation Officer

4/25/96
Date:

EXHIBIT - 12

+5705447224 F C I SCHUYLKILL

118 P19 FEB 01 '01 10:16

DEC 96 11:57 No.006 P.03

DEPARTMENT TO BUREAU OF PRISONS

TYPE OF COMMITMENT:

☒ Pretrial
☐ Convicted (Pending Sentence)
☒ Convicted (Sentenced)

UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIAthe 2nd day of May, 19 96

UNITED STATES OF AMERICA

CRIMINAL NO. 95-319

vs.

Samuel B Moore

(Name of Defendant)

4/11/45 194-509

(DOB, PIDO, DCDC Numbers)

OFFENSE(S)

bank robbery

CODE VIOLATION:

18:2113 (a)TO: Attorney General of the U.S.
Director, Bureau of Prisons

The Court has ordered that the above named defendant be committed to the Bureau of Prisons; therefore receive into your custody the body of said defendant and safely keep in your custody until further order, and this shall be your sufficient warrant.

By the court: S SPORKIN

NANCY MAYER-WHITTINGTON, Clerk

By: L Romero

Deputy Clerk (Seal)

Defendant's Court Return Date: _____ Status _____ Sentence _____
 Motion _____ Trial _____

SENTENCE IMPOSED BY THE COURT:

150 Months incarceration; Supervised Release of 5 years to follow.Total Special Assessment \$ 300.00

Total Fine \$ _____

Medical Treatment: _____

Court Recommends Incarceration at: _____

BOND SET/REDUCED: _____

OTHER: _____

EXHIBIT - 13

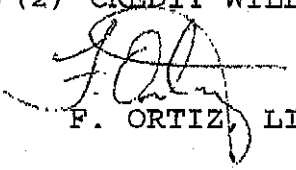
FILE NOTE

DATE: FEBRUARY 4, 1997

SUBJECT: PRIOR CUSTODY CREDIT/RELEASE FROM DC SENTENCE

ON 01/30/1997, I SPOKE TO JAMES CAMPBELL, DC DEPARTMENT OF CORRECTIONS @ (202)-673-8257. MR. CAMPBELL INFORMED ME THAT MOORE WAS RELEASE FROM THE 3 DC SENTENCES ON 12-17-1996 VIA PAROLE. MOORE RECEIVED JAIL CREDIT ON THE DC SENTENCES FROM 11-09-1995 THROUGH 11-21-1995. SEE ATTACHED FACE SHEETS.

FBI RAP SHEET INDICATES AN ARREST DATE OF 11/08/95 AND THIS COINCIDES WITH THE ENTRY LISTED IN THE PSI PAGE 11, PGH 55. THIS DAY WAS NOT AWARDED ON DC SENTENCES - 1 DAY (B) (2) CREDIT WILL BE AWARDED.


F. ORTIZ, LIE

+5705447224 F C I SCHUYLKILL

118 P16 FEB 01 '01 10:15

SENT BY:

3-97 ; 12:55 :D.C. Jail -- RECORDS

11/ 51/ 6230.7 1

1-31-97

TO: MR. ORTIZ, INMATE RECORDS
USP ALLENWOOD
P.O. Box 3500
WHITE DEER, PA 17887

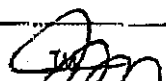
FROM: JAMES L. CAMPBELL
LEGAL INSTRUMENT EXAMINER
D.C. DEPT OF CORRECTION
D.C. JAIL

RE: INMATE SAMUEL MOORE
141821

MR ORTIZ,

I'M FORWARDING THE DOCUMENTS
YOU REQUESTED. (1) FACESHEET (2)
AND THE RELEASE DOCUMENT.

Date
Prepared
12-15-95
(Mo., Da., Yr.)

DCDC Number 141821		Name (Last, First, Middle) Moore, Samuel			Race B	Sex M
Height	Weight	Build	Eyes	Hair	Age	Birth Date 4-11-43
					Place of Birth Wash., D.C.	
Offense		TOTAL SENTENCE: 450 days				
		POSS. COCAINE	POSS. HEROIN	BRA		
Case Number		M16734-94B	M16734-94C	F9493-95C		
Sentence (Yrs., Mos., Days)		180 days	180 days (cons.)	90 days (cons.)		
Warrant Executed / Sentence Begins (Mo., Da., Yr.)		11-22-95	11-22-95	12-14-95		
Full Term Date (Mo., Da., Yr.)				1-31-97		
Short Term / M.R. Date (Mo., Da., Yr.)				12-17-96 ^{SP} 7-31-97		
Parole Eligibility Date (Mo., Da., Yr.)				4-6-96 ^{SP} 7-17-96		
Max. Supervision Date (Mo., Da., Yr.)				N/A		
Statutory Quad Time Rate / Month				OMNIBUS CRIME ACT		
Plea		Not Guilty	Not Guilty	Guilty		
Committing Judge		Canan	Canan	Peters		
Defense Attorney						
Initialed By.						

DETAINERS			CONDUCT CREDITS				
Date Filed	For	Action	Date	Credits	Forfeit	Restore	Balance
5-2-96	12 MONTH CONFINEMENT						
	FEDERAL SENTENCE						

JAIL CREDIT DATES	
From and Including 11/9795	To and Including 11/21/95 = 13 days

Pending case: 95-687401
 95-31457-10
 Expedited by 75 days EPH
 15-11-12 43 days EPH

11B P18

FEB 01 '01 10:15

+5705447224

F.C.I. SCHUYLKILL

12:00 D.C. Jail

CORDS-

717 517 6299: # 9

District of Columbia Department
of Corrections

Release Authorization

Inmate's Name Moore, Samuel	1.	DCDC No. 141-821	2.	Institution CDP	3.	Date 12-17-96	4.
Release Date 12-17-96	5.	Method Federal Removal	6.	Detainer: XXX Yes XXX No	7.		
Custody Will Be Taken By: Officer from BOP Bus	8.	Place By: Notified (COP) Date:					

CERTIFICATION: I certify that this release is in accordance with applicable and controlling rules, regulations, and statutory provisions. I have personally reviewed this inmate's Institutional Record and determined that there is no information that would prevent release by the method stated above and all detainer information has been personally reviewed by me.

Name/Title Legal Instruments Examiners	10.	Signature <i>[Signature]</i>	11.	Date 12-17-96	12.
Special Instructions (If Any)	13.	Photo	14.		

Release Action

Identified By R & D	15.	Released To:	16.
Control:		Transported By:	17.
Date of Release:	18.	Time of Release	19.

Receipt of Agency Taking Custody

I have received the above named inmate, together with his/her Institutional Record (if Applicable)

Name/Title	20.	Signature	21.	Date
Location:				
White -	Institution Record - Original			
Yellow -	R & D Copy			
Pink -	Inmate Copy			
Gold -	Record Office Copy			

EXHIBIT - 14



SUPERIOR COURT OF THE DISTRICT OF COLUMBIA

WASHINGTON, D. C. 20001

February 11, 1997

Mark Snow, Inmate Systems Manager
USP Allenwood
P.O. Box 3500 White Deer, PA 17887

Mr. Snow;

Thank you for your correspondence, dated February 5, 1997, concerning Moore, Samuel. Mr. Moore was sentenced to four years of supervised probation on August 17, 1993 in docket F-262-93 G for the convicted offense of Attempt Distribution of Heroin. While on community supervision, Mr. Moore was re-arrested on December 19, 1994 in docket M16734-94. On November 22, 1995, Mr. Moore was sentenced to 180 days of confinement in M16734-94C and M16734-94B, Possession of Cocaine and Possession of Heroin offenses.

The supervising probation officer submitted a violation report to the appropriate sentencing judge. However, on May 6, 1996, the Court took the action of terminating probation in F-262-93, noting the lengthy time of incarceration that was applicable in U.S. District Court docket 95-139. Therefore, the probation in F-262-93G has been closed.

If you have any additional questions concerning this matter, please contact me at (202) 508-1621/

Sincerely yours,

A handwritten signature in dark ink, appearing to read "Richard Lamb".

Richard Lamb, Probation Officer
Rm. 203, Building B
409 E. Street, NW
Washington, D.C. 20001

APPROVED BY:

A handwritten signature in dark ink, appearing to read "Timothy V. Canoe".
Deputy Compact Administrator

EXHIBIT - 15



U.S. Department of Justice

Federal Bureau of Prisons

U.S. Penitentiary, Allenwood

White Deer, PA 17887-3500

July 9, 1997

MEMORANDUM FOR TERESA BUTT, NERO RISA

FROM: *Fernando Ortiz* LIESUBJECT: MOORE, Samuel Bertrell
Reg. No.: 09644-050
Docket No.: CR 95-319

Would like to know what do you think of the response provided by Mr. Sheehan, in his letter dated May 2, 1997. This was in response to our letter originally dated April 3, 1997 and then mailed out a second time on May 2, 1997 in reference to the Supervise Release imposed.

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages ► 4

To <i>Teresa Butt</i>	From <i>Fernando Ortiz</i>
Dept./Agency <i>NERO RISA</i>	Phone # <i>(717) 547-0963</i>
Fax # <i>(215) 597-6315</i>	Fax # <i>(717) 547-6299</i>

NSN 7540-01-317-7368

5099-101

GENERAL SERVICES ADMINISTRATION

07/08/97 13:03 +5705447224 E C I SCHUYLKILL 8299 0717 ALP ISM

118 P25 FEB 01 '01 10:20 001

 *** ACTIVITY REPORT ***

TRANSMISSION OK

TX/RX NO. 0977
 CONNECTION TEL 82155976315
 CONNECTION ID BOP NERO
 START TIME 07/09 13:02
 USAGE TIME 01'06
 PAGES 4
 RESULT OK



U.S. Department of Justice

Federal Bureau of Prisons

U.S. Penitentiary, Allenwood

White Deer, PA 17887-3500

July 9, 1997

MEMORANDUM FOR TERESA BUTT, NERO RISA

FROM: *Fernando Ortiz*
 Fernando Ortiz, LIE

SUBJECT: MOORE, Samuel Bertrell
 Reg. No.: 09644-050
 Docket No.: CR 95-319

Would like to know what do you think of the response provided by Mr. Sheehan, in his letter dated May 2, 1997. This was in response to our letter originally dated April 3, 1997 and then mailed out a second time on May 2, 1997 in reference to the Supervise Release imposed.

OPTIONAL FORM 99 (7-90)

FAX TRANSMITTAL

of pages 4

To: *Teresa Butt* From: *Fernando Ortiz*

+5705447224 F C I SCHUYLKILL

118 P26

FEB 01 '01 10:21

UNITED STATES DISTRICT COURT
FOR THE
DISTRICT OF COLUMBIA
WASHINGTON 20001

May 2, 1997

Mr. Mark R. Snow
Inmate Systems Manager
U.S. Penitentiary, Allenwood
White Deer, PA 17887-3500

RE: MOORE, Samuel Bertrell
Federal Reg. No.: 09644-050
Docket No.: CR 95-319

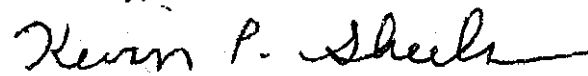
Dear Mr. Snow:

Assistant U.S. Attorney Eric A. Dubelier has sent us a copy of Warden J.T. Holland's letter of April 3, 1997 to Assistant U.S. Attorney Michael Tubach concerning the period of supervised release that Judge Stanley Sporkin imposed on Mr. Moore at sentencing in the above-captioned case. In the letter, Warden Holland states: "Currently, Mr. Moore's term of supervised release is computed at five years, contrary to Title 18 United States Code, § 3624(e). If it is the Court's intention that the terms of supervised release are to run concurrent, for a total term of three years, please advise our office." In particular, Warden Holland asks that any response be directed to you.

I spoke to Judge Sporkin about this matter, and Judge Sporkin confirmed that it was his intention that Mr. Moore's period of supervised release run concurrently, for a total of five years. Judge Sporkin recalled Mr. Moore and his case quite well, and recalled being persuaded that a prolonged period of supervised release would be appropriate for a defendant being sentenced on multiple counts of Bank Robbery in violation of 18 U.S.C. 2113(a).

If you have any additional questions, please do not hesitate to contact me at (202) 273-0573.

Sincerely,



Kevin P. Sheehan
Law Clerk to Judge Sporkin

cc: Assistant U.S. Attorney Eric A. Dubelier

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118 P27 FEB 01 '01 10:21



U.S. Department of Justice

Federal Bureau of Prisons

U.S. Penitentiary, Allenwood

White Deer, PA 17887-3500

~~ALL INFORMATION CONTAINED HEREIN IS UNCLASSIFIED~~

May 2, 1997

2nd request

Michael Tubach
Assistant United States Attorney
The Judiciary Center Building
555 Fourth Street, N.W.
Washington, D.C. 20001

RE: MOORE, Samuel Bertrell
Federal Reg. No.: 09644-050
Docket No.: CR 95-319

Dear Mr. Tubach:

The above referenced offender has been committed to this institution for service of federal sentence imposed under the above referenced docket. Mr. Moore was sentenced in the United States District Court in the District of Columbia, to a 151 month term of imprisonment for violation of Title 18, United States Code § 2113(a), Bank Robbery on Counts 1, 2, 5, 6, 7, & 9. At the time of sentencing, the court imposed a three year term of supervised release on count 1, and a two year term of supervised release on count 2. The term of supervised release on Count 2 was ordered to run consecutive to count 1. (Please see Attachment A).

In accordance with Title 18, United States Code, § 3624(e) which states in part, "The term of supervised release commences on the day the person is released from imprisonment and runs concurrently with any other Federal, State, or local term of probation or supervised release or parole for another offense to which the person is subject or becomes subject during the term of supervised release".

Currently, Mr. Moore's term of supervised release is computed at five years, contrary to Title 18 United States Code, § 3624(e). If it is the Courts intent that the terms of supervised release are to run concurrent, for a total term of three years, please advise our office.

+5705447224 F C I SCHUYLKILL

118 P28

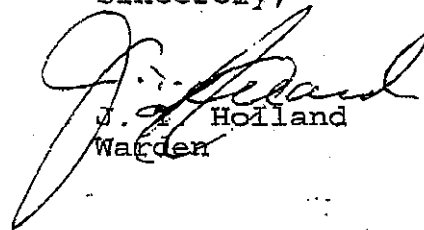
FEB 01 '01 10:22

Michael Tubach
Page 2
April 3, 1997

It is our desire to carry out the intent of the Court in computing Mr. Moore's sentence. We are seeking your assistance in this matter and any assistance you can offer in clarifying this matter would be greatly appreciated. If you have any questions, feel free to contact this institution at (717) 547-0963, ext. 449 or 450. You may direct a written response to Mark R. Snow, Inmate Systems Manager, at this institution.

Your attention to this matter of mutual concern is greatly appreciated.

Sincerely,



J. A. Holland
Warden

EXHIBIT - 16

+5705447224 F C I SCHUYLKILL

118 P13 FEB 01 '01 10:14

DATE: 09/24/1997 TIME: 16:35 PAGE: 1

UNITED STATES MARSHALS SERVICE
PRISONER TRACKING SYSTEM
DISTRICT OF COLUMBIA
DISTRICT: 16 OFFICE: DC

INDIVIDUAL CUSTODY AND DETENTION REPORT USM (129)

NAME: MOORE, SAMUEL
USMS NUMBER: 09644050

I. IDENTIFICATION DATA:

USMS NBR: 09644050 NAME: MOORE, SAMUEL

ADDRESS: 2629 JASPER STREET, S.E. WASHINGTON, DC

PHONE:

DOB: 04/11/1945 AGE: 52 POB: WASHINGTON, DC

SEX: M RACE: B HAIR: BLK EYE: BRO HEIGHT: 507 WEIGHT: 145

SSN: 579-54-7265 FBI NBR:

ALIEN NBR: DC141821

OTHER NUMBER
141821OTHER NUMBER TYPE
DC JAIL NUMBERACTIVE DETAINERS:
NONE

DETAINER DATE AGENCY

PRISONERS ALIASES:
MOORE-BEY, SAMUEL
BEY, MOORE S.
WYATT, BILLY
WILLIAM, JAMES
WYATT, WILLIAM
JONES, ROBERT

ALIAS REMARKS:

GENERAL REMARKS:
NONE

II. CASE INFORMATION:

CTR	STATUS	COURT CASE NUMBER	FEDERAL COURT CITY
1	WRCAP	95-319	WASHINGTON

CTR	JUDGE NAME	US ATTORNEY NAME	DEFENSE ATTORNEY NAME
1	SPORKIN, STANLEY		

CTR	ARREST DATE	ARRESTING AGENCY	LOCATION OF ARREST	WARRANT NUMBER
1	11/09/1995	LOCAL LAW ENFORCEMENT	WASHINGTON DC	

CTR	OFFENSE	OFFENSE REMARK	DISPOSITION
1	UNKNOWN		GUILTY (PLEA)
1	ROBBERY		GUILTY (PLEA)

CTR	SENTENCE DATE	SENTENCE	APPEAL DATE
1	05/02/1996	ONE HUNDRED FIFTY ONE MONTHS	**/**/****

(050) N.J. Dist. Per. Sylvan Baldwin, NO (129) on this inmate - 1-16-97
F. Ortiz

+5705447224 F C I SCHUYLKILL

118 P14 FEB 01 '01 10:14

DATE: 09/24/1997 TIME: 16:35 PAGE: 2

UNITED STATES MARSHALS SERVICE
PRISONER TRACKING SYSTEM
DISTRICT OF COLUMBIA
DISTRICT: 16 OFFICE: DC

INDIVIDUAL CUSTODY AND DETENTION REPORT USM (129)

NAME: MOORE, SAMUEL
USMS NUMBER: 03644050

III. STATUS HISTORY

CTR	STATUS	STATUS DATE	CUSTODY DATE	RELEASE DATE	REMARK
1	WT-TRIAL	11/09/1995	11/09/1995	**/**/****	HELD W/O BOND
1	WT-DESIG	05/02/1996	**/**/****	**/**/****	J/C 95-319
1	RL-BOP	01/06/1997	**/**/****	01/06/1997	ALLENWOOD, PA
1	READMIT	09/24/1997	09/24/1997	**/**/****	ALLENWOOD, PA
1	WHCAP	09/24/1997	**/**/****	**/**/****	

IV. CHRONOLOGICAL PRISONER HISTORY

INST CODE	INSTITUTION NAME	ADMIT DATE	RELEASE DATE	DAYS BOARDED	ACTION OR DISPOSITION
DCS	D.C. SUPERIOR	11/09/1995	12/17/1996	0	
3JY	D.C. JAIL	12/17/1996	01/06/1997	20	PAROLED TO FEDERAL DETAINER
3JY	D.C. JAIL	09/24/1997	**/**/****	1	
TOTAL DAYS BOARDED				21	

. MEDICAL EXPENSE HISTORY

DATE SERVICE PROVIDED VENDOR
//****

SERVICE PROVIDED
NO MEDICAL SERVICES HAVE BEEN PROVIDED TO THIS PRISONER

***** END OF REPORT *****

EXHIBIT - 17

+5705447224 F C I SCHUYLKILL

120 P13 FEB 01 '01 10

DRAINER ACTION LETTER

BP-S394.058
February 1994

U.S. Department of Justice

Federal Bureau of Prisons

To: D.C. Board of Parole
717 14th Street NW
Washington, D.C. 20005Institution: USP Allenwood
P.O. Box 3500 White Deer, Pa. 17887Date: ~~XXXXXXXXXXXXXX~~
MARCH 4, 1997Re: Possible Parole
ViolationInmate's Name
MOORE, Samuel BRegister No.: 09644-050
DOB: 04/11/45 - B/M
DCDC #: 141821

Dear Sir:

** 2nd and final request **

The below checked paragraph relates to the above name inmate:

This office is in receipt of the following report regarding the above named: Presentence investigation report indicates possible parole violation. The defendant was arrested on 01/10/72 for Forgery & Uttering. On 07/28/72, the defendant was sentenced in DC Superior Court to 18 months - 5 years. On 04/04/74 defendant was paroled. On 08/14/74 a parole warrant was issued. The defendant was arrested for armed robbery while he was on parole. A parole warrant was issued but there is no available information indicating that his parole was revoked. On 09/25/74, the defendant was arrested for Armed Robbery and CPWL. On 04/30/75 the defendant was sentenced in DC Superior Court under Docket #: 89769-74 to a term of 6 - 18 years. The defendant's parole was revoked on several occasions, however: a parole violation is currently outstanding due to the defendant committing the instant federal offense on 06/12/95. The defendant was arrested on 11/09/95 and served three DC Superior Court sentences from 11/09/95 through 12/17/96. Will you please investigate this report and advise what disposition, if any, has been made of the case. If subject is wanted by your department and you wish a detainer placed, it will be necessary for you to forward a certified copy of your warrant to us along with a cover letter stating your desire to have it lodged as a detainer, or indicate you have no further interest in subject.

- ___ A detainer has been filed against this subject in your favor charging _____ Release is tentatively scheduled for _____, however, we will again notify you approximately 60 days prior to actual release.
- ___ Enclosed is your detainer warrant. Your detainer against the above named has been removed in compliance with your request.
- ___ Your detainer warrant has been removed on the basis of the attached _____. Notify this office immediately if you do not concur with this action.
- ___ Your letter dated _____ requests notification prior to the release of the above named prisoner. Our records have been noted. Tentative release date at this time is _____.
- ___ I am returning your _____ on the above named inmate who was committed to this institution on _____ to serve _____ for the offense of _____. If you wish your _____ filed as a detainer, please return it to us with a cover letter

EXHIBIT - 18

+5705447224 F C I SCHUYLKILL

120 P10 FEB 01 '01 10

BP-8394.058 DETAINER ACTION LETTER CDFRM

FEB 94

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

To: D.C. BOARD OF PAROLE
717 14TH STREET, NW
WASHINGTON, DC. 20005

Institution: FCI SCHUYLKILL
P.O. BOX 700
MINERSVILLE, PA. 17954

Date: October 19, 1998

Re: DCDC:141821
DOB: 04-11-1945

Inmate's Name:
MOORE, SAMUEL BERTRELL

Register No:
09644-050

The below checked paragraph relates to the above named inmate:

- ☒ This office is in receipt of the following report: FEDERAL PRESENTENCE REPORT INDICATES NUMEROUS ARREST WHICH RESULTED IN THE INMATE BEING INCARCERATED AND PAROLED ON NUMEROUS OCCASION. WITH SEVERAL PAROLE VIOLATIONS BEING OUTSTANDING. COULD YOU PLEASE CHECK YOUR RECORDS TO VERIFY IF THERE ARE ANY OUTSTANDING PAROLE VIOLATIONS. Could you please investigate this report and advise what disposition, if any, has been made of the case. If subject is wanted by your department and you wish a detainer placed, it will be necessary for you to forward a certified copy of your warrant to us along with a cover letter stating your desire to have it lodged as a detainer, or indicate you have no further interest in subject.
- ☐ A detainer has been filed against this subject in your favor charging _____ Release is tentatively scheduled for _____, however, we will again notify you approximately 60 days prior to actual release.
- ☐ Enclosed is your detainer warrant. Your detainer against the above named has been removed in compliance with your request.
- ☐ Your detainer warrant has been removed on the basis of the attached _____. Notify this office immediately if you do not concur with this action.
- ☐ Your letter dated _____ requests notification prior to the release of the above named prisoner. Our records have been noted. Tentative release date at this time is _____.
- ☐ I am returning your _____ on the above named inmate who was committed to this institution on _____ to serve _____ for the offense of _____. If you wish your _____ filed as a detainer, please return it to us with a cover letter stating your desire to have it placed as a hold or indicate you have no further interest in the subject.
- ☐ The above named inmate has been transferred to _____. Your detainer/notification request has been forwarded.
- ☐ Other:

Sincerely,



D. KREBS, LIE

FOR: H. MILLS, INMATE SYSTEMS MANAGER

EXHIBIT - 19

+5705447224 F C I SCHUYLKILL

119 P20

FEB 01 '01 10

BP-S394.058 DETAINER ACTION LETTER CDFRM
FEB 94

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

To: D.C. DEPARTMENT OF CORRECTIONS
1901 D STREET, S.E.
WASHINGTON, DC. 20003Institution: FCI SCHUYLKILL
P.O. BOX 700
MINERSVILLE, PA. 17954

Date: October 19, 1998

Re: DCDC:141821
DOB: 04-11-1945Inmate's Name:
MOORE, SAMUEL BERTRELLRegister No:
09644-050

The below checked paragraph relates to the above named inmate:

- XX This office is in receipt of the following report: FEDERAL PRESENTENCE REPORT INDICATES THREE ARREST WITH NO DISPOSITION. 08-23-1963 HOMICIDE, 06-18-1968 GRAND LARCENY AND 06-19-1968 PETTY LARCENY AND NARCOTICS. Will you please investigate this report and advise what disposition, if any, has been made of the case. If subject is wanted by your department and you wish a detainer placed, it will be necessary for you to forward a certified copy of your warrant to us along with a cover letter stating your desire to have it lodged as a detainer, or indicate you have no further interest in subject.
- ☐ A detainer has been filed against this subject in your favor charging _____, however, we will again notify you approximately 60 days prior to actual release.
- ☐ Enclosed is your detainer warrant. Your detainer against the above named has been removed in compliance with your request.
- ☐ Your detainer warrant has been removed on the basis of the attached _____. Notify this office immediately if you do not concur with this action.
- ☐ Your letter dated _____ requests notification prior to the release of the above named prisoner. Our records have been noted. Tentative release date at this time is _____.
- ☐ I am returning your _____ on the above named inmate who was committed to this institution on _____ to serve _____ for the offense of _____. If you wish your _____ filed as a detainer, please return it to us with a cover letter stating your desire to have it placed as a hold or indicate you have no further interest in the subject.
- ☐ The above named inmate has been transferred to _____. Your detainer/notification request has been forwarded.
- ☐ Other:

Sincerely,

D. KREBS, LIE

FOR: H. MILLS, INMATE SYSTEMS MANAGER

EXHIBIT - 20

+5705447224 F C I SCHUYLKILL

119 P19

FEB 01 '01 10:34

BP-S394.058 DETAINER ACTION LETTER CDFRM
FEB 94

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISON

To: D.C. DEPARTMENT OF CORRECTIONS
1901 D STREET, S.E.
WASHINGTON, DC. 20003Institution: FCI SCHUYLKILL
P.O. BOX 700
MINERSVILLE, PA. 17954

Date: NOVEMBER 19, 1998

Re: DCDC:141821
DOB: 04-11-1945Inmate's Name:
MOORE, SAMUEL BERTRELLRegister No:
09644-050

SECOND REQUEST

The below checked paragraph relates to the above named inmate:

- XX This office is in receipt of the following report: FEDERAL PRESENTENCE REPORT INDICATES THREE ARRESTS WITH NO DISPOSITION. 08-23-1963 HOMICIDE, 06-18-1968 GRAND LARCENY AND 06-19-1968 PETTY LARCENY AND NARCOTICS. Will you please investigate this report and advise what disposition, if any, has been made of the case. If subject is wanted by your department and you wish a detainer placed, it will be necessary for you to forward a certified copy of your warrant to us along with a cover letter stating your desire to have it lodged as a detainer, or indicate you have no further interest in subject.
- ☐ A detainer has been filed against this subject in your favor charging _____
Release is tentatively scheduled for _____, however, we will again notify you approximately 60 days prior to actual release.
- ☐ Enclosed is your detainer warrant. Your detainer against the above named has been removed in compliance with your request.
- ☐ Your detainer warrant has been removed on the basis of the attached _____. Notify this office immediately if you do not concur with this action.
- ☐ Your letter dated _____ requests notification prior to the release of the above named prisoner. Our records have been noted. Tentative release date at this time is _____.
- ☐ I am returning your _____ on the above named inmate who was committed to this institution on _____ to serve _____ for the offense of _____. If you wish your _____ filed as a detainer, please return it to us with a cover letter stating your desire to have it placed as a hold or indicate you have no further interest in the subject.
- ☐ The above named inmate has been transferred to _____. Your detainer/notification request has been forwarded.
- ☐ Other: _____

Sincerely,

D. KREBS, LIE

FOR: H. MILLS, INMATE SYSTEMS MANAGER

EXHIBIT - 21

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120 P09

FEB 01 '01 10

BP-S394.058 DETAINER ACTION LETTER CDFRM
FEB 94

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISON

To: D.C. BOARD OF PAROLE
717 14TH STREET, NW
WASHINGTON, DC. 20005Institution: FCI SCHUYLKILL
P.O. BOX 700
MINERSVILLE, PA. 17954

Date: NOVEMBER 19, 1998


Re: DCDC:141821
DOB: 04-11-1945Inmate's Name:
MOORE, SAMUEL BERTRELLRegister No:
09644-050

SECOND REQUEST

The below checked paragraph relates to the above named inmate:

- ☒ This office is in receipt of the following report: FEDERAL PRESENTENCE REPORT INDICATES NUMEROUS ARREST WHICH RESULTED IN THE INMATE BEING INCARCERATED AND PAROLED ON NUMEROUS OCCASION. WITH SEVERAL PAROLE VIOLATIONS BEING OUTSTANDING. COULD YOU PLEASE CHECK YOUR RECORDS TO VERIFY IF THERE ARE ANY OUTSTANDING PAROLE VIOLATIONS. Could you please investigate this report and advise what disposition, if any, has been made of the case. If subject is wanted by your department and you wish a detainer placed, it will be necessary for you to forward a certified copy of your warrant to us along with a cover letter stating your desire to have it lodged as a detainer, or indicate you have no further interest in subject.
- ☐ A detainer has been filed against this subject in your favor charging _____
Release is tentatively scheduled for _____, however, we will again notify you approximately 60 days prior to actual release.
- ☐ Enclosed is your detainer warrant. Your detainer against the above named has been removed in compliance with your request.
- ☐ Your detainer warrant has been removed on the basis of the attached _____
Notify this office immediately if you do not concur with this action.
- ☐ Your letter dated _____ requests notification prior to the release of the above named prisoner. Our records have been noted. Tentative release date at this time is _____.
- ☐ I am returning your _____ on the above named inmate who was committed to this institution on _____ to serve _____ for the offense of _____. If you wish your _____ filed as a detainer, please return it to us with a cover letter stating your desire to have it placed as a hold or indicate you have no further interest in the subject.
- ☐ The above named inmate has been transferred to _____. Your detainer/notification request has been forwarded.
- ☐ Other: _____

Sincerely,


D. KREBS, LIE

FOR: H. MILLS, INMATE SYSTEMS MANAGER

EXHIBIT - 22

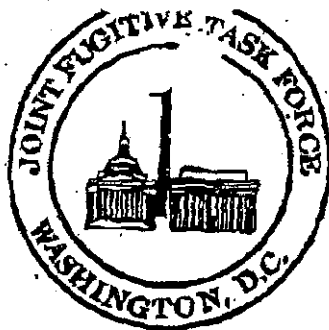
120 P07 FEB 01 '01 10:40

+5705447224 F C I SCHUYLKILL

NOV. -23' 98 (MON) 12:52 USMS

TEL: 215 818

P. 002



JOINT FUGITIVE TASK FORCE

U.S. MARSHAL TEAMS
201 7th St. NE
WASHINGTON, D.C.Telephone 202-304-0341
Fax 202-304-0342

TO: U.S. MARSHALS SERVICE E/PA DATE: 11-17-98

REF: More, Samuel B Parole Viol - CPUDL

(NAME) (VIOLATION)

147359 602087E

(FID #) (FBI #)

THE ABOVE REFERENCED FUGITIVE/PRISONER HAS BEEN TARGETED BY THE DOJFTF. HE/SHE IS WANTED BY DC SUPERIOR COURT OR THE DC PAROLE BOARD. THIS A FEDERAL WARRANT FOR REMOVAL PURPOSES.

ARRESTED IN YOUR DISTRICT ON _____. PLEASE FIND ATTACHED FACSIMILE COPY OF WARRANT AND ATTACHED DOCUMENTS.

✓ SUBJECT IN CUSTODY AT FBI Schuykill

PLEASE FILE DETAINER. (SEE ATTACHED USM-11)

REMARKS: _____

////////////////////////////////////
IF YOU HAVE NOT RECEIVED A CERTIFIED COPY OF AN ESCAPE WARRANT,
PLEASE CONTACT THE DC DEPARTMENT OF CORRECTIONS WARRANT SQUAD
SUPERVISOR _____ AT 202-673-7302.

////////////////////////////////////
IF YOU HAVE NOT RECEIVED A CERTIFIED COPY OF A DC PAROLE WARRANT,
PLEASE CONTACT THE DC PAROLE BOARD; JILL REID AT 202-727-9798.

////////////////////////////////////
WHEN THE FUGITIVE/PRISONER IS IN US MARSHAL CUSTODY, PLEASE
"106" TO USM, DC SUPERIOR COURT, DISTRICT #7. DUSH JOHN KING
IS IN CHARGE OF PRISONER COORDINATION AT 202-616-8640.

PLEASE CONTACT CHERYL BOLD 202-304-0034 IF NECESSARY.
THANK-YOU FOR ASSISTING THE DC JOINT FUGITIVE TASK FORCE!

FBI/DC POLICE, CORRECTIONS, & PAROLE CISA-FTS USSS USMP

EXHIBIT - 23

United States Marshals Service
Eastern District of Pennsylvania
2110 U. S. Courthouse
Philadelphia, PA 19106

DETAINDER

To: FCI Schuylkill Date: November 18, 1998
PO Box 789
Minersville, PA 17954 Subject: Moore, Samuel B.
Reg #09644-050

Please accept this detainer against the above named subject who is currently in your custody. When the subject is to be released from your custody, please notify this office at once so that we may assume custody if necessary. If subject is transferred from your custody to another detention facility, we request that you forward our detainer to said facility at time of transfer and advise this office.

The notice requirements of the Speedy Trial Act of 1974 apply if the detainer is based on pending federal criminal charges which have not yet been tried. The notice requirement provisions do not apply to detainers lodged for charges which have already been tried or for which no trial is required, such as parole revocation detainers or sentencing detainers. Further, the notice requirement provisions would not apply to detainers lodged against prisoners who have not yet been sentenced at the time the detainer is lodged. If there is an "X" marked in the following space () the notice requirements of the Speedy Trial Act apply and you are requested to give a copy of the detainer to the prisoner.

If there is no "X" in the above space, no further action is required except you are requested to give a copy of the detainer to the prisoner and to acknowledge receipt of this detainer on the attached copy and return it to this office in the enclosed self addressed envelope.

Very truly yours,

ALAN D. LEWIS
United States Marshal
by: WARRANT SECTION
Call 215-597-8158 when subject
is ready for pickup/transport

RECEIPT:

DATE: 11-23-98SIGNED: *Daniel Fisher*TITLE: LFE

EXHIBIT - 24

+5705447224 F C I SCHUYLKILL

120 P03

FEB 01 '01 10:39

DISTRICT OF COLUMBIA BOARD OF PAROLE

WARRANT

NUMBER: P34382-98

WIN-W00098809

TO: Any Officer of the D.C. Department of Corrections. Any Police Officer or Federal Officer Authorized to Serve Criminal Process

RE: NAME : MOORE, JR, SAMUEL BERTRELL
 ALIAS: MOORE-BEY, SAMUEL B
 MOORE, "ROB", SAM
 BROWN, LEROY ROGER

SSN# 579-54-7265
 DCDC# 141-821
 PDID# 194509
 FBI# 602087E
 DOB: 04/11/1945
 SEX: MALE
 RACE: BLACK
 EYES: BROWN
 HAIR: BLACK
 HEIGHT: 5 ft 7 in
 WEIGHT: 130 lbs
 COMPLEXION: MEDIUM

DISTINGUISHING MARKS: DOB 041149

SENTENCE TYPE: ADULT

PAROLE OFFICER: ALSTON, JOSEPH

LAST KNOWN ADDRESS: 2629 JASPER STREET, S.E.
 WASHINGTON, D. C. 20020

SUBJECT'S LOCATION: At large ~~at~~ Confined in FBOP

Whereas the above-named person is under sentence in the District of Columbia for the crime(s) of CPWOL, Armed Robbery, CPWOL, Bank Robbery, Aid. & abet., Bank Larc., ADW dur. Bk. and was on the 31st of Jan. 1994 released on parole from the Occoquan Facility, And whereas reliable allegations have been filed with the D.C. Board of Parole that said paroled prisoner has violated the conditions of parole and is therefore deemed to be a fugitive from justice,

YOU ARE HEREBY COMMANDED TO TAKE SAID PAROLEE, WHEREVER FOUND IN THE UNITED STATES AND RETURN SAID PAROLEE TO THE CUSTODY OF THE DISTRICT OF COLUMBIA DEPARTMENT OF CORRECTIONS, EXCEPT IF SAID PAROLEE IS ALREADY IN THE CUSTODY OF FEDERAL, STATE OR DISTRICT OF COLUMBIA AUTHORITIES, DO NOT EXECUTE THIS WARRANT. PLACE A DETAINER AND NOTIFY THE D.C. BOARD OF PAROLE. ALSO, IF ANOTHER CRIMINAL WARRANT HAS BEEN ISSUED FOR THIS PAROLEE, EXECUTION OF SUCH CRIMINAL WARRANT SHALL TAKE PRECEDENCE. IMMEDIATELY NOTIFY THE D.C. BOARD OF PAROLE WHEN ITS WARRANT IS EXECUTED.

WITNESS my hand and the seal of this Board this 15th day of OCTOBER, 1998

A TRUE COPY
 TEST

Director, Michael Green
 Parole Administration
 D.C. Board of Parole

Margaret Quick
 Member, D.C. Board of Parole

* FYCA case ONLY: This warrant expires at 12:01 a.m. on _____, 19____ and the person named MUST NOT be held beyond that time.

+5705447224 E C I SCHUYLKILL

120 P04

FEB 01 '01 10:3

★ ★ ★

GOVERNMENT OF THE DISTRICT OF COLUMBIA
PAROLE SUPERVISION SERVICES DIVISION
DISTRICT OF COLUMBIA BOARD OF PAROLE
300 INDIANA AVENUE N.W., 2ND FLOOR
WASHINGTON, DC 20001

★ ★ ★

September 18, 1998

STATEMENT OF ALLEGED PAROLE VIOLATION(S)

Parolee: MOORE, Samuel Bertrell DCDC#141-821ALIAS (ES) Sam Moore/Leroy Roger Brown PDID#194-509"Rob"/"Sam" FBI# 602087ELAST KNOWN ADDRESS: 2629 Jasper ST. SE DOB: 4/11/45
Washington DC 20020 RACE: Blk SEX MHGT: 5'7 WGT: 130 EYES: Bro HAIR: Blk COMPLEXION: Med

IDENTIFYING SCARS/MARK: _____

SENTENCE TYPE: X ADULT ____ YRA ____ FYCA ____ YRA&ADULT ____ FYCA& ADULTX SUBJECT IS AT LARGE ____ SUBJECT IS CONFINED IN _____PAROLE OFFICER: Joseph Chance Alston PAROLE UNIT: GSU 2

The parolee identified above is alleged to have committed the following violation(s) of parole:

1. Mr. Moore failed to report to parole supervision for further instructions after his release from US District Court Detainer on or after 3/2/96. (code#0101)
2. Mr. Moore illegally possessed narcotic drug opiates, on or after 12/19/94. (code#0401)
3. Mr. Moore illegally possessed narcotic drug opiates, on or after 1/8/93. (code#0401)
4. Mr. Moore illegally possessed narcotic drug opiates, on or about 5/26/94. (code#0401)
5. Mr. Moore illegally possessed a CDS, cocaine on or after 12/19/94. (code#0402)
6. Mr. Moore illegally sold narcotic drug opiates on or about 5/26/94. (code#0409)

+5705447224 F C I SCHUYLKILL

120 P05

FEB 01 '01 10

DISTRICT OF COLUMBIA BO. OF PAROLE

page 7

7. Mr. Moore frequented place where narcotic drugs are illegally sold on 5/26/94. (code#0417)

8. Mr. Moore illegally sold all laws during arrest on or after 12/19/94 for Possession of Heroin cc#M16734-94B and Possession of Cocaine cc#M16734-94C. (code#0901)

9. Mr. Moore failed to obey all laws during arrest on or about 11/8/96 for Bank Robbery cc#95-319. (code#0901)

10. Mr. Moore failed to obey all laws during arrest on or after 11/9/95 for BRA cc#F9493-95. (code#0901)

11. Mr. Moore failed to obey all laws during arrest on or after 5/26/94 for PWID Heroin cc#M6725-94. (code#0901)

12. Mr. Moore failed to obey all laws during arrest on or after 1/8/93 for Possession of Heroin cc#F262-93. (code#0901)

120 P08 FEB 01 '01 10:41

+5705447224 F C I SCHUYLKILL

TEL: 215() 918

P. 003

NOV. -23' 98(MON) 12:53 USMS:

DISTRICT OF COLUMBIA BOARD OF PAROLE

WARRANT

NUMBER: A34382-98

TO: Any Officer of the D.C. Department of Corrections, Any Police Officer or Federal Officer Authorized to Serve Criminal Process

RE: NAME : MOORE, JR, SAMUEL BERTRELL
ALIAS: MOORE-BEY, SAMUEL B
MOORE, "ROB", SAM
BROWN, LEROY ROGER

SSN# 579-54-7265

DCDC# 141-821

PDID# 194509

FBI# 602087E

DOB: 04/11/1945

SEX: MALE

RACE: BLACK

EYES: BROWN

HAIR: BLACK

HEIGHT: 5 ft 7 in

WEIGHT: 130 lbs

COMPLEXION: MEDIUM

DISTINGUISHING MARKS: DOB 041149

SENTENCE TYPE: ADULT

PAROLE OFFICER: ALSTON, JOSEPH

LAST KNOWN ADDRESS: 2629 JASPER STREET, S.E.
WASHINGTON, D. C. 20020SUBJECT'S LOCATION: At large X Confined in

Whereas the above-named person is under sentence in the District of Columbia for the crime(s) of CPWOL, Armed Robbery, CPWOL, Bank Robbery, Aid. Sabot., Bank Larc., ADM. dur. Bk. R. and was on the 11st of Jan. 1994 released on parole from the Occoquan Facility, and whereas reliable allegations have been filed with the D.C. Board of Parole that said paroled prisoner has violated the conditions of parole and is therefore deemed to be a fugitive from justice,

YOU ARE HEREBY COMMANDED TO TAKE SAID PAROLEE, WHEREVER FOUND IN THE UNITED STATES AND RETURN SAID PAROLEE TO THE CUSTODY OF THE DISTRICT OF COLUMBIA DEPARTMENT OF CORRECTIONS. EXCEPT IF SAID PAROLEE IS ALREADY IN THE CUSTODY OF FEDERAL, STATE OR DISTRICT OF COLUMBIA AUTHORITIES, DO NOT EXECUTE THIS WARRANT. PLACE A DETAINER AND NOTIFY THE D.C. BOARD OF PAROLE. ALSO, IF ANOTHER CRIMINAL WARRANT HAS BEEN ISSUED FOR THIS PAROLEE, EXECUTION OF SUCH CRIMINAL WARRANT SHALL TAKE PRECEDENCE. IMMEDIATELY NOTIFY THE D.C. BOARD OF PAROLE WHEN ITS WARRANT IS EXECUTED.

WITNESS my hand and the seal of this Board this 15th day of OCTOBER, 1998A TRUE COPY
TEST

Michael Green
Director, Michael Green
Parole Determination
D.C. Board of Parole

Margaret Quirk
Member, D.C. Board of Parole

• FYCA case ONLY: This warrant expires at 12:01 a.m. on _____, 19____
and the person named MUST NOT be held beyond that time.

Called U.S. Marshals Service on 11-23-98
Certified warrant is being reactivated

EXHIBIT - 25

+5705447224 F C I SCHUYLKILL

121 P04 FEB 01 '01 11:14

BP-S399.058 TRANSFER ORDER CDFRM

MAY 94

U.S. DEPARTMENT OF JUSTICE

FEDERAL BUREAU OF PRISONS

In accordance with the authority provided in Title 18, U.S. Code, Section 3621, and the authority delegated to me by the Director of the Bureau of Prisons, I hereby order transfer of:

Name of Inmate

Register No.

MOORE, Samuel

09644-050

From (Name of Institution and Location)

United States Penitentiary, Allenwood, Pennsylvania

To (Name of Institution and Location)

Federal Correctional Institution, Schuylkill, Pennsylvania

Reason for Transfer

Transfer Code

Lesser Security

308

Parole Status

Custody Classification

N/A

IN

Health Status

Central Inmate Monitoring Case

Suitable for Transfer

XXX No
Yes

Signature of Transferring Authority

Title of Transferring Authority

Date

John F. Fanello
John F. Fanello

Warden

9/23/98

RETURN OF SERVICE - Pursuant hereto, I have this 28 day of Sept, 1998, executed the above order and committed the inmate to the institution indicated.

Signature

Name

Title

Agency

[Signature]
LT

H. S. [Signature]
Bun

For transfer to CTC's, complete the following:

Projected release date

Type of release

Scheduled date and time of departure and transportation information

Scheduled date and time of arrival

Record Copy - J & C; Copy - Central File
(This form may be replicated via WP)

Replaces BP-399(58) of OCT 88

EXHIBIT - 26

+5705447224 F C I SCHUYLKILL

121 P02 FEB 01 '01 11:13

SCHUZ * INMATE DISCIPLINE DATA * 12-29-2000
PAGE 001 OF 001 * CHRONOLOGICAL DISCIPLINARY RECORD * 09:40:12

REGISTER NO: 09644-050 NAME.: MOORE, SAMUEL BERTRELL
FUNCTION....: PRT FORMAT: CHRONO LIMIT TO ___ MOS PRIOR TO 12-29-2000

G5401 DISCIPLINE DATA DOES NOT EXIST FOR THIS INMATE

Thompson 12-29-00
K. L. Lischer
1/2/01

+5705447224 F C I SCHUYLKILL

121 P03

FEB 01 '01 11:13

SCHUZ *
PAGE 001 OF 001 *

INMATE DISCIPLINE DATA
PENDING REPORTS

* 12-29-2000
* 09:40:06

REGISTER NO: 09644-050 NAME...: MOORE, SAMUEL BERTRELL
FUNCTION...: PRT FORMAT: PENDING LIMIT TO _____ MOS PRIOR TO 12-29-2000

G5401

DISCIPLINE DATA DOES NOT EXIST FOR THIS INMATE

12-29-00
 K. W. Leucker
 1/2/01

+5705447224 F C I SCHUYLKILL

121 P05 FEB 01 '01 11:14

ALPC3 600.00 * SECURITY/DESIGNATION * 01-07-1997
 PAGE 001 OF 001 * DATA * 09:59:38
 REGNO: 09644-050 NAME: MOORE, SAMUEL BERTRELL ORG: C
 RC/SEX/AGE: B/M/51 FORM D/T: 12-30-1996/1031 RES: WASHINGTON, D.C, DC 2000
 OFFN/CHG...: BANK ROBBERY: 151 MONTHS CBOP; 5 YEAR SUPERVISED RELEASE
 \$300 ASSESSMENT
 CUSTODY....: IN BIL: SEN LIMIT: NONE
 CITIZENSHIP: UNITED STATES OF AMERICA PUB SAFETY: GRT SVRTY, SENT LGTH
 CIM CONSID: USM: DC
 JUDGE.....: SPORKIN REC FACI: NR DC (CUM/PET) REC PROG: PSYCH/DRUG
 DETAINER...: GREATEST SEVERITY: GREATEST LENGTH...: 84 PLUS MOS (12
 PRIOR.....: SERIOUS ESCAPES.: < 5 YRS MINOR VIOLENCE: > 15 YRS SERIOU
 PRECOMMT...: N/A V/S DATE: V/S LOC.:
 EXC CAMP...: SEC TOT.: 29 SEC LEV.: HIGH
 CCM RMKS...: SRA:6 BANK ROBBERIES.HI-SPEED CHASE.LONG CRIM HX W/INCARC INC:
 74 ARM ROB-18Y (PV- '87 PRISON BREACH-CCC)75 BANK ROB-20Y;ADW-
 25Y;94 POSS-180D;95 BAIL REF ACT-90D.P/C:PV;VOP-CURR OFNSE;63
 HOMICIDE-DISP UNK. GD HLTH. DRUG ABUSE. CR 95-319. ACG
 FACI DESIG: ALLENWOOD USP DESIG: MXR TB 12-31-1996 DESIG REAS: LEVE
 MGMT: N/A MV EXP: N/A SEN: N/A
 DESIG RMKS: JUDICIAL NON-COMPLY;SECURITY;LETTER SENT

G0005

TRANSACTION SUCCESSFULLY COMPLETED - CONTINUE PROCESSING IF DESIR

EXHIBIT - 27

+5705447224 F C I SCHUYLKILL

121 P06 FEB 01 '01 11

CO-181
(Rev. 2/91)UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF COLUMBIA

FILED

SEP 10 1997

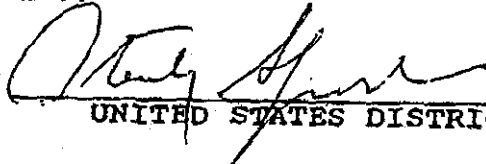
NANCY MAYER-WHITTINGTON, CLERK
U.S. DISTRICT COURT

UNITED STATES OF AMERICA

vs.

Criminal No. 95-319(SS)SAMUEL B. MOOREWRIT OF HABEAS CORPUS AD PROSEQUENDUM
UNITED STATES PENITENTIARY ALLENWOODTO: Warden, BOX 3000, WHITE DEER, PA 17887
(Institution)

You are directed to produce Samuel Moore presently in your custody, to the United States Marshal for the District of Columbia or one of his deputies in order to obtain the attendance of said prisoner for the purpose of hearing before this Court within the District of Columbia on September 30, 19 97, and upon the conclusion of the proceedings herein, to return said defendant forthwith by the United States Marshal or one of his deputies, to the institution from whence he came.


UNITED STATES DISTRICT JUDGE
Date: 9/9/97certified as a true copy on September 11, 19 97.

NANCY MAYER-WHITTINGTON, Clerk

By: Linda Romero
Deputy ClerkExecuted this writ in the above-entitled case on _____
19 ____.

USP ALLENWOOD, WHITE DEER, PA 17887

UNITED STATES MARSHAL

DOCUMENT VERIFIED BY: F. OrtizE: 9/17/97

By: _____

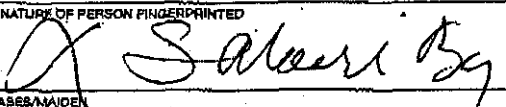














VERIFIED WITH: Eslette Saunders, Deputy Clerk

Deputy Marshal

NCL: U.S. Dist Court Dist of ColumbiaINE NUMBER: (202) 273-0503

+5705447224 F C I SCHUYLKILL

121 P07 FEB 01 '01 11:14

LEAVE BLANK		CRIMINAL		(STAPLE HERE)		LEAVE BLANK	
STATE USAGE		STATE USAGE		STATE USAGE		STATE USAGE	
SIGNATURE OF PERSON FINGERPRINTED		SOCIAL SECURITY NO.		LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX		LEAVE BLANK	
		579-54-7263		MICK, SAMUEL Bertrell			
ALIASES/MAIDEN		DATE OF BIRTH MM DD YY		SEX		FACE	
LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX Bey S. Moore, Jones Robert, Moore-Bey Samuel Bertrell, William James, Anthony, Wyatt Billy, Wyatt William, Moore Samuel, William James		04-11-45		M		B	
FBI NO.		STATE IDENTIFICATION NO.		HEIGHT		WEIGHT	
602087E				5-06		150	
EYES		1. R. THUMB		2. R. INDEX		3. R. MIDDLE	
BRO							
		4. R. RING		5. R. LITTLE			
							
		6. L. THUMB		7. L. INDEX		8. L. MIDDLE	
							
		9. L. RING		10. L. LITTLE			
							
LEFT FOUR FINGERS TAKEN SEPARATELY		L. THUMB		R. THUMB		RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY	
							

+5705447224 F C I SCHUYLKILL

121 P08

FEB 01 '01 11:16

LEAVE BLANK

CRIMINAL

(STAPLE HERE)

LEAVE BLANK

STATE USAGE

NFF SECOND

SUBMISSION

APPROXIMATE CLASS

AMPUTATION

SCAR

STATE USAGE

LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

MOORE, SAMUEL BERTRELL

SIGNATURE OF PERSON FINGERPRINTED



SOCIAL SECURITY NO.

579547263

LEAVE BLANK

ALIASES/MAIDEN

LAST NAME, FIRST NAME, MIDDLE NAME, SUFFIX

MOORE-BEY, S.

ROBERT, JONES

MOORE-BEY, SAMUEL BETRELL

WILLIAM, JAMES ANTHONY

WYATT, BILLY

WYATT, WILLIAM

MOORE, SAMUEL

WILLIAM, JAMES

FBI NO.

602087E

STATE IDENTIFICATION NO.

UNKNOWN

DATE OF BIRTH

MM DD YY

04-11-1945

SEX

M

RACE

B

HEIGHT

5 06

WEIGHT

150

EYES

BRO

1. R. THUMB



2. R. INDEX

3. R. MIDDLE

4. R. RING

5. R. LITTLE

6. L. THUMB

7. L. INDEX

8. L. MIDDLE

9. L. RING

10. L. LITTLE

LEFT FOUR FINGERS TAKEN SIMULTANEOUSLY

L. THUMB



RIGHT FOUR FINGERS TAKEN SIMULTANEOUSLY

+5705447224 F.C.I. SCHUYLKILL

121 P09

FEB 01 '01 11:16

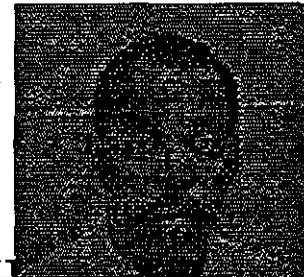
Last Name
MOORE

First Name
SAMUEL

Middle Name
BERTRELL

REG #: 09644-050

Date of Photo 02-08-2001 SCHUYLKILL



IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

SAMUEL BERTRELL MOORE,	:	
Petitioner	:	No. 1:CV-00-2148
	:	
v.	:	(Judge Caldwell)
	:	
DAVID ROMINE,	:	(Magistrate Judge Smyser)
Respondent	:	

CERTIFICATE OF SERVICE

The undersigned hereby certifies that she is an employee in the Office of the United States Attorney for the Middle District of Pennsylvania and is a person of such age and discretion to be competent to serve papers.


That this 8th day of February, 2001, she served a copy of the attached

**EXHIBITS IN SUPPORT OF RESPONSE TO
THE PETITION FOR HABEAS CORPUS**

by placing said copy in a postpaid envelope addressed to the person(s) hereinafter named, at the place and address stated below, which is the last known address, and by depositing said envelope and contents in the United States Mail at Harrisburg, Pennsylvania.

ADDRESSEE(S) :

Samuel Bertrell Moore
Reg. No. 09644-050
FCI Schuylkill
P.O. Box 759
Minersville, PA 17954-0759
2000 WL 1827590


Shelley Grant
Paralegal Specialist